

**HOUSE JOURNAL
65TH LEGISLATURE
FIRST LEGISLATIVE DAY**

Helena, Montana
January 2, 2017

House Chambers
State Capitol

Pursuant to the Constitution of the State of Montana, at the hour of 12:00 noon, the House of Representatives of the 65th Legislature of the State of Montana was called to order by the Honorable Corey Stapleton, Secretary of State for the State of Montana.

Secretary Stapleton led the Pledge of Allegiance to the flag and the national anthem was sung by Tristan Reno, grandson of the Representative from Custer County, Kenneth Holmlund. Invocation was given by Father Christopher Lebsock.

Secretary Stapleton thanked Father Lebsock and Tristan Reno.

Chief Clerk Lindsey Vroegindewey called the roll of members of the House of Representatives of the 65th Legislature.

District 01 Steve Gunderson
District 02 Mike Cuffe
District 03 Zac Perry
District 04 Matt Regier
District 05 Dave Fern
District 06 Carl Glimm
District 07 Frank Garner
District 08 Steve Lavin
District 09 Randy Brodehl
District 10 Mark Noland
District 11 Derek Skees
District 12 Greg Hertz
District 13 Bob Brown
District 14 Denley Loge
District 15 George Kipp III
District 16 Susan Webber
District 17 Ross Fitzgerald
District 18 Rob Cook
District 19 Wendy McKamey
District 20 Fred Anderson
District 21 Tom Jacobson
District 22 Lola Sheldon-Galloway
District 23 Bradley Maxon Hamlett
District 24 Jean Price
District 25 Jeremy Trebas
District 26 Casey Schreiner
District 27 James O'Hara

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District 28 Jacob Bachmeier
District 29 Dan Bartel
District 30 Wylie Galt
District 31 Bridget Smith
District 32 Jonathan Windy Boy
District 33 Casey Knudsen
District 34 Austin Knudsen
District 35 Scott Staffanson
District 36 Alan Doane
District 37 Bill Harris
District 38 Kenneth Holmlund
District 39 Geraldine Custer
District 40 Barry Usher
District 41 Rae Peppers
District 42 Sharon Stewart-Peregoy
District 43 Peggy Webb
District 44 Dale Mortensen
District 45 Daniel Zolnikov
District 46 Donald Jones
District 47 Kathy Kelker
District 48 Jessica Karjala
District 49 Kelly McCarthy
District 50 Virginia Court
District 51 Adam Rosendale
District 52 Jimmy Patelis
District 53 Dennis Lenz
District 54 Jeff Essmann
District 55 Vince Ricci
District 56 Sue Vinton
District 57 Forrest Mandeville
District 58 Seth Berglee
District 59 Alan Redfield
District 60 Laurie Bishop
District 61 Jim Hamilton
District 62 Tom Woods
District 63 Zach Brown
District 64 Kerry White
District 65 Jon Knokey
District 66 Denise Hayman
District 67 Tom Burnett
District 68 Bruce Grubbs
District 69 Walt Sales
District 70 Kelly Flynn
District 71 Ray Shaw
District 72 Tom Welch
District 73 Jim Keane

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District 74 Amanda Curtis
District 75 Kirk Wagoner
District 76 Ryan Lynch
District 77 Kathy Swanson
District 78 Gordon Pierson, Jr.
District 79 Jenny Eck
District 80 Becky Beard
District 81 Janet Ellis
District 82 Moffie Funk
District 83 Kim Abbott
District 84 Mary Ann Dunwell
District 85 Theresa Manzella
District 86 Ron Ehli
District 87 Nancy Ballance
District 88 Edward Greef
District 89 Nate McConnell
District 90 Ellie Hill Smith
District 91 Bryce Bennett
District 92 Mike Hopkins
District 93 John Fleming
District 94 Kimberly Dudik
District 95 Shane Morigeau
District 96 Adam Hertz
District 97 Brad Tschida
District 98 Willis Curdy
District 99 Marilyn Ryan
District 100 Andrea Olsen

Roll Call. All members present. Quorum present.

Corey Stapleton, Secretary of State of the State of Montana, extended greetings to the members on behalf of the State of Montana and delivered the following speech:

What a strange, crazy and unpredictable national election we just witnessed. Wow. What an unpredictable and dangerous world we live in. Across the Atlantic Ocean, millions of people are being displaced by war and radical militants. The governments are trying to contain one continent's war from spreading to another. All across Europe, there is a feeling like the clinching of a fist. And so it was, one hundred years ago. The world was at war.

The setting was this: five of the six most powerful nations in the world resided in Europe. Ambitious, the German Empire, wanting to expand her borders, blitzed through neighboring Belgium, advanced into France where she was met and stopped by French, English and eventually American troops. Young men by the millions enlisted on both sides of what would become known as "The Great War", or as you may know of as World War I. They dug trenches less than one-hundred yards apart from the enemy. They fortified their positions along a nearly five-hundred mile stalemate which became known as the Western Front. You see, back then, you had to get real

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close to your enemy, in many cases sixty yards. Not quite as narrow as this center aisle right here but real close.

The war lasted a few months and then Christmas came. With it, one of the most extraordinary, amazing stories in the history of conflict. Against all orders from the military leaders and politicians, the soldiers on both sides of the Western Front laid down their weapons on Christmas Eve of 1914 for an unauthorized Christmas truce or in France, trêve de Noël.

You see, some of the Germans and Brits likely would have known each other. Many would have gone to college together at European universities. Many of the men were religious, most of them Christian. They shared common values across that barbed wire space called "No Man's Land". Word is, the Germans went first, taunting the Brits with Christmas Carols. The British, not to be outdone, started singing back from their trenches. Then, screaming at the top of their lungs, every conceivable song they could think of. Back and forth, back and forth, sixty yards apart. The Germans then started putting lights in the evergreens for hundreds of miles, "Tanenbaums", as they were called. One by one, heads began to pop up out of the trenches. The men began to walk, against military orders, across "No Man's Land", to shake the hand of their enemy.

It must have been amazing. Just the day before, thousands of men would have been killed. Yet they got out of the foxholes, climbed through the barbed wire, and began sharing food and drink, comparing notes, photos, mementos, returning letters of fallen soldiers back to their countries, laughing and sharing where they were from. In several instances, there were stories of soccer games breaking out in the middle of the war. Every man on both sides knew that fraternizing with the enemy constituted treason by their government. Still, they put down their guns, met halfway, and made themselves vulnerable in one of the most violent conflicts in history. They shared what it meant to be human and to celebrate the birthday of the Son of Man. You see, conflict is not what makes us human. Every other species on our planet shares that quality with us. No, what makes us different, what makes us human, is in the face of conflict, we choose to play a soccer game.

You all have been elected to Montana's "House of Conflict". The painting behind me celebrates conflict. The scoreboard records conflict. True, because of the generations of sacrifices long before us, we now get to live in a state and country where the atrocities of war are far removed. Simply put, we are the luckiest people in the world. We live in one of the most beautiful states in the most powerful nation in history. Your conflict over the next few months will not cause you to lose your life or liberty but it will affect the lives and liberties of citizens who abide by the laws that you pass. Your conflict over the next few months may not change history like that conflict in 1914, but your choice to have your dignity, to show your integrity, to show your humanity, can be just as powerful as those soldiers along the Western Front. We do not get to choose in which century we are born. We do not get to choose on which continent we are born. Like those of the Western front, we get to choose to fight for things that matter and we get to choose how we conduct ourselves.

Democrats. Do not hang your heads. You are outnumbered. You've got to wake up every day and bring your A-Game. Nobody is going to feel sorry for you, nor should anyone. Remember, every one of you represents ten-thousand people, just like everyone of them on the other side. So, stick together. Be bold. Fight for the principles that matter to you.

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Republicans. For over twenty years, Montanans have continued to trust you with the State's checkbook - because you are a bunch of tightwads. Keep up the great work. All you need is a little trust, a little restraint, and maybe just a touch of humanity. Perhaps you may find a soccer game in the middle of your House Chamber and do amazing things for those we serve. We serve the people. We serve our State. We serve our Country. On behalf of all of Montana, we are proud to call you our Representatives. May God bless each of you and your families. Thank you.

Secretary of State Stapleton introduced the Honorable Jim Rice, Justice of the Supreme Court of Montana. Representatives Garner and Hill Smith escorted Justice Rice into the chamber.

Justice Rice administered the following oath of office:

"I do solemnly swear that I will support, protect, and defend the Constitution of the United States and the Constitution of the State of Montana, and that I will discharge the duties of my office as a Montana State Representative with fidelity so help me God."

Secretary of State Stapleton thanked Justice Rice and asked the members of the House of Representatives to sign their copies of the oath of office. These were presented to Justice Rice for his acknowledgment and then filed in the Secretary of State's Office.

Secretary of State Stapleton called for nominations for office of the Speaker of the House. Representative Ehli nominated Representative Austin Knudsen. Representative Eck moved that the nominations be closed. Motion carried.

Secretary of State Stapleton declared that Representative Austin Knudsen was hereby duly elected Speaker of the House of Representatives for the 65th Legislature. Representatives Glimm and Price escorted Speaker Austin Knudsen to the rostrum.

Speaker Austin Knudsen thanked Secretary Stapleton and Justice Rice on behalf of the House. Representatives Redfield and Perry escorted Secretary of State Stapleton and Justice Rice from the House Chambers.

Speaker Knudsen addressed the House.

Members of the 65th Montana House of Representatives, thank you all for the honor and privilege of allowing me to serve as your Speaker of the Montana House for the 65th Legislature. I pledge to all of you to do my utmost to uphold the procedures, rules, and decorum of this special Chamber as we conduct the Montana people's business.

I still remember the first time I was in this House Chamber as an adult. I was being sworn in as a new attorney, having just passed the Montana Bar examination. I still remember looking around this room and having the strangest sensation and feeling that I would be back in this Chamber serving. However, I had no idea that I would be up here in front serving as your Speaker of the House. I am truly honored and humbled.

I would like to take a moment and thank my family and friends. My beautiful wife Christie; you have

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been my rock, my conscience, and the best partner I could hope for. To my in-laws; Bill and Jenny, thank you for raising her. My kids; Leah, Connor and Reagan, God has blessed me with you three. Everything I do in this position is for you. You may not see as much of your dad as you would like for the next four months but remember, dad loves you. To my parents; Miles and Rhonda, you have raised me to be the man that I am today. I hope that I make you proud. To my brother; Jordan, and his wife, Hannah, and their new daughter, Sloan, Jordan, you have been my best friend for thirty three years and have helped me more than you will ever know. To my good friends; Scott and Jake, thank you both for your unwavering support, wise advise, and for your vicious ridicule when you feel that my head has just gotten a little too big.

Members, as we move through this session, I want to encourage all of you to come to me and all of House leadership and discuss your legislative goals and issues. Three legislative sessions under my belt have taught me that relationships and communication are the most important tools that we possess as legislators so please, come talk to us. If we do not know what your priorities are, we cannot help you achieve them and likewise, if there is a problem, please come let me know. We cannot deal with a problem if we do not know one exists.

I want to impress upon all of you two things today: civility and professionalism. We are all duly elected Representatives by our constituents and no one House Member is less of a Representative than another. We can disagree and believe me, we are going to disagree on this floor and in committee. I expect those disagreements to be civil and professional. In my profession as an attorney, I am often in a courtroom fighting with an opposing attorney and we fight zealously. We fight for our clients in the courtroom but outside of the courtroom we are professional. We are courteous and often times we are even friends. This analogy applies to this process. You may fight for your bill or against another legislator's bill, but we must do so civilly and professionally. Just because a Representative or Senator does not like your legislation, does not mean that person is your mortal enemy. I ask that we all keep this in mind as we move through the next ninety days together. Especially on day seventy-five or so when we are all tired of long floor sessions, and each other. Those of you returning legislators know that I take decorum in this Chamber very seriously. As Speaker, it is my job to ensure that the House functions effectively and we all act in a manner that befits the offices we were elected to. Please remember, we are in the public eye in this process. This is Montana's House. It is open to the public and everything said and done on this House Floor and in committee is being broadcast across the State to homes, businesses, and classrooms. You are in the public eye here. Please be mindful of that. I simply ask that we act in a way that honors our constituents and respects this institution of the Montana House.

Members, we face a difficult session. Our only constitutionally mandated job is that we craft and pass a state budget for the next two years that does not spend more money than the State takes in. That is our only required job here. We all know the facts: state revenues are down, the budget surplus is nearly gone, and we have tough decisions ahead of us. Governor Bullock has proposed cutting state budgets by five percent almost across the board and our job is to carefully review the Governor's proposed cuts and if necessary, change them. Like any Montana home or business, Montana's government must live within its means which is in our Constitution. Montana's means have decreased drastically since the last session. As I said, our job over the next ninety days will be a difficult one, but it is one of vital importance to the citizens of Montana.

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I look forward to working with all of you. I look forward to a civil, professional session. Most importantly, I look forward to a productive legislative session. Again, I want to thank you all for the honor of allowing me to serve as your Speaker of the House. May God bless our work in this Chamber, may God bless the State of Montana, and may God bless the United States. Thank you.

Majority Leader Ehli moved the following individuals be nominated as officers of the House of Representatives:

Chief Clerk-Lindsey Vroegindewey
Sergeant-at-Arms-Bradley Murfitt

The House Officers were appointed by unanimous consent.

Majority Leader Ehli moved that Representative Greg Hertz be nominated as Speaker Pro-Tempore of the House of Representatives. Representative Greg Hertz was unanimously elected.

Chief Clerk Vroegindewey read the following announcements from the Caucus:

House Majority Leader- Representative Ron Ehli
House Minority Leader- Representative Jenny Eck
House Majority Whips- Representative Brad Tschida, Representative Alan Doane, Representative Theresa Manzella, Representative Seth Berglee
House Minority Whips-Representative Casey Schreiner, Representative Nate McConnell, Representative Shane Morigeau
House Minority Caucus Chair- Representative Tom Woods

House Majority Leader Ehli addressed the House.

House Minority Leader Eck addressed the House.

MOTIONS

House Majority Leader Ehli moved that the 2015 House Rules be adopted as the temporary House operating rules of the 65th Legislature. Motion carried.

House Majority Leader Ehli moved that the 2015 Joint Rules be adopted as the temporary joint operating rules of the 65th Legislature. Motion carried.

Majority Leader Ehli moved that the Speaker appoint a committee of two members to notify the Governor, that the House was now organized and ready to do business. Motion carried.

Speaker Knudsen appointed Representative Doane and Representative Court.

Majority Leader Ehli moved that the Speaker appoint a committee of two members to notify the Senate that the House was now organized and ready to do business. Motion carried.

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Speaker Knudsen appointed Representative Shaw and Representative Kipp III.

Majority Leader Ehli moved that the Speaker appoint a committee of two members to notify the Supreme Court, by letter, that the House was now organized and ready to do business. Motion carried.

Speaker Knudsen appointed Representative Essmann and Representative Pierson.

Speaker Knudsen directed the House to stand at ease to await the report of the Select Committee from the Senate and the three Select Committees from the House.

The Select Committee from the Senate composed of Senator Kary, Senator Fielder, Senator Moe, and Senator Wolken was admitted to the House and reported that the Senate was organized and ready to do business.

The Committee appointed to notify the Senate that the House was organized and ready to do business reported it had done so. The Committee was thanked and discharged.

The Committee appointed to notify the Governor that the House was organized and ready to do business reported it had done so. The Committee was thanked and discharged.

The Committee appointed to notify the Supreme Court that the House was organized and ready to do business reported it had done so. The Committee was thanked and discharged.

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 1, introduced by N. Ballance (by request of the Legislative Council), referred to Appropriations.

HB 2, introduced by N. Ballance (by request of the Office of Budget and Program Planning), referred to Appropriations.

HB 3, introduced by N. Ballance (by request of the Office of Budget and Program Planning), referred to Appropriations.

HB 4, introduced by N. Ballance (by request of the Office of Budget and Program Planning), referred to Appropriations.

HB 5, introduced by J. Keane (by request of the Office of Budget and Program Planning), referred to Appropriations.

HB 6, introduced by J. Keane (by request of the Department of Natural Resources and Conservation and the Office of Budget and Program Planning), referred to Appropriations.

HB 7, introduced by J. Keane (by request of the Department of Natural Resources and Conservation and the Office of Budget and Program Planning), referred to Appropriations.

HB 8, introduced by J. Keane (by request of the Department of Natural Resources and Conservation and the Office of Budget and Program Planning), referred to Appropriations.

HB 9, introduced by T. Woods (by request of the Office of Budget and Program Planning), referred to Appropriations.

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HB 11, introduced by J. Keane (by request of the Department of Commerce and the Office of Budget and Program Planning), referred to Appropriations.

HB 12, introduced by D. Hayman (by request of the Office of Budget and Program Planning), referred to Appropriations.

HB 13, introduced by M. Funk (by request of the Department of Administration and the Office of Budget and Program Planning), referred to Appropriations.

HB 14, introduced by J. Keane (by request of the Office of Budget and Program Planning), referred to Appropriations.

HB 16, introduced by V. Ricci (by request of the Economic Affairs Interim Committee), referred to Business and Labor.

HB 17, introduced by R. Ehli (by request of the Children, Families, Health, and Human Services Interim Committee), referred to Human Services.

HB 18, introduced by T. Jacobson (by request of the Revenue and Transportation Interim Committee), referred to Taxation.

HB 19, introduced by T. Jacobson (by request of the Revenue and Transportation Interim Committee), referred to Taxation.

HB 20, introduced by J. Keane (by request of the Energy and Telecommunications Interim Committee), referred to Federal Relations, Energy, and Telecommunications.

HB 21, introduced by J. Keane (by request of the Energy and Telecommunications Interim Committee), referred to Federal Relations, Energy, and Telecommunications.

HB 22, introduced by J. Keane (by request of the Energy and Telecommunications Interim Committee), referred to Federal Relations, Energy, and Telecommunications.

HB 23, introduced by J. Windy Boy (by request of the State-Tribal Relations Committee), referred to Human Services.

HB 24, introduced by R. Ehli (by request of the Children, Families, Health, and Human Services Interim Committee), referred to Human Services.

HB 25, introduced by R. Lynch (by request of the Economic Affairs Interim Committee), referred to Business and Labor.

HB 26, introduced by T. Welch (by request of the Department of Commerce), referred to Business and Labor.

HB 27, introduced by J. Essmann (by request of the Revenue and Transportation Interim Committee), referred to Taxation.

HB 28, introduced by J. Essmann (by request of the Revenue and Transportation Interim Committee), referred to Taxation.

HB 29, introduced by J. Essmann (by request of the Revenue and Transportation Interim Committee), referred to Taxation.

HB 30, introduced by J. Essmann (by request of the Revenue and Transportation Interim Committee), referred to Taxation.

HB 31, introduced by K. Kelker (by request of the School Funding Interim Commission), referred to Education.

HB 32, introduced by K. Kelker (by request of the School Funding Interim Commission), referred to Education.

HB 33, introduced by K. Kelker (by request of the School Funding Interim Commission), referred to Education.

HB 34, introduced by D. Zolnikov (by request of the Energy and Telecommunications Interim

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Committee), referred to Federal Relations, Energy, and Telecommunications.

HB 35, introduced by G. Pierson (by request of the Children, Families, Health, and Human Services Interim Committee), referred to Human Services.

HB 36, introduced by G. Pierson (by request of the Children, Families, Health, and Human Services Interim Committee), referred to Human Services.

HB 37, introduced by J. Windy Boy (by request of the State-Tribal Relations Committee), referred to Education.

HB 38, introduced by W. Curdy (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.

HB 39, introduced by J. Bachmeier (by request of the Department of Military Affairs), referred to State Administration.

HB 40, introduced by K. Abbott (by request of the Department of Military Affairs), referred to State Administration.

HB 41, introduced by J. Keane (by request of the Department of Transportation), referred to Transportation.

HB 42, introduced by K. Abbott (by request of the Department of Revenue), referred to Taxation.

HB 43, introduced by D. Fern (by request of the Department of Revenue), referred to Taxation.

HB 44, introduced by J. Essmann (by request of the Supreme Court), referred to Judiciary.

HB 45, introduced by K. Dudik (by request of the Department of Justice), referred to Human Services.

HB 46, introduced by K. Dudik, referred to Judiciary.

HB 47, introduced by Z. Brown (by request of the Department of Revenue), referred to Taxation.

HB 48, introduced by B. Brown (by request of the Water Policy Interim Committee), referred to Natural Resources.

HB 49, introduced by B. Brown (by request of the Water Policy Interim Committee), referred to Natural Resources.

HB 50, introduced by W. McKamey (by request of the Commissioner of Political Practices), referred to State Administration.

HB 51, introduced by G. Custer (by request of the Secretary of State), referred to State Administration.

HB 52, introduced by D. Zolnikov (by request of the Energy and Telecommunications Interim Committee), referred to Federal Relations, Energy, and Telecommunications.

HB 53, introduced by Z. Brown (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.

HB 54, introduced by Z. Brown (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.

HB 55, introduced by D. Loge (by request of the Department of Transportation), referred to Transportation.

HB 56, introduced by D. Zolnikov (by request of the Public Service Commission), referred to Federal Relations, Energy, and Telecommunications.

HB 57, introduced by K. Dudik (by request of the Task Force on State Public Defender Operations), referred to Human Services.

HB 58, introduced by K. Dudik (by request of the Task Force on State Public Defender Operations), referred to Judiciary.

HB 59, introduced by K. Dudik (by request of the Task Force on State Public Defender Operations),

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referred to Judiciary.

HB 60, introduced by J. Keane (by request of the Energy and Telecommunications Interim Committee), referred to Federal Relations, Energy, and Telecommunications.

HB 61, introduced by F. Garner (by request of the Energy and Telecommunications Interim Committee), referred to Federal Relations, Energy, and Telecommunications.

HB 62, introduced by R. Brodehl (by request of the Task Force on State Public Defender Operations), referred to Judiciary.

HB 63, introduced by J. Hamilton (by request of the Department of Revenue), referred to Taxation.

HB 64, introduced by K. Dudik (by request of the Supreme Court), referred to Judiciary.

HB 65, introduced by K. Holmlund (by request of the Task Force on State Public Defender Operations), referred to Judiciary.

HB 66, introduced by A. Curtis, T. Facey, K. Kelker, M. Moe, L. Whitford (by request of the School Funding Interim Commission), referred to Education.

HB 67, introduced by M. Ryan (by request of the Teachers' Retirement Board), referred to State Administration.

HB 68, introduced by M. Ryan (by request of the Teachers' Retirement Board), referred to State Administration.

HB 69, introduced by V. Court (by request of the Department of Fish, Wildlife, and Parks), referred to Fish, Wildlife and Parks.

HB 70, introduced by J. Karjala (by request of the Children, Families, Health, and Human Services Interim Committee), referred to Judiciary.

HB 71, introduced by W. McKamey (by request of the State Administration and Veterans' Affairs Interim Committee), referred to Human Services.

HB 72, introduced by R. Lynch (by request of the Teachers' Retirement Board), referred to State Administration.

HB 73, introduced by R. Lynch (by request of the Economic Affairs Interim Committee), referred to Business and Labor.

HB 74, introduced by G. Hertz (by request of the Revenue and Transportation Interim Committee), referred to Taxation.

HB 75, introduced by G. Hertz (by request of the Revenue and Transportation Interim Committee), referred to Taxation.

HB 76, introduced by G. Hertz (by request of the Revenue and Transportation Interim Committee), referred to Taxation.

HB 77, introduced by R. Brodehl (by request of the Task Force on State Public Defender Operations), referred to Judiciary.

HB 78, introduced by R. Lynch (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.

HB 79, introduced by W. Curdy (by request of the Department of Military Affairs), referred to State Administration.

HB 80, introduced by W. Curdy (by request of the Secretary of State), referred to Business and Labor.

HB 81, introduced by W. Curdy (by request of the Secretary of State), referred to State Administration.

HB 82, introduced by J. Bachmeier (by request of the Department of Agriculture), referred to Agriculture.

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HB 83, introduced by B. Bennett (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.

HB 84, introduced by J. Karjala (by request of the Department of Public Health and Human Services), referred to Human Services.

HB 85, introduced by J. Karjala (by request of the Public Employees' Retirement Board), referred to State Administration.

HB 86, introduced by K. Swanson (by request of the Secretary of State), referred to State Administration.

HB 87, introduced by K. Swanson (by request of the Office of the Court Administrator and the Secretary of State), referred to Judiciary.

HB 88, introduced by M. Funk (by request of the Department of Labor and Industry), referred to Business and Labor.

HB 89, introduced by K. Dudik (by request of the Task Force on State Public Defender Operations), referred to Judiciary.

HB 90, introduced by B. Bennett (by request of the Legislative Council), referred to Legislative Administration.

HB 91, introduced by G. Pierson (by request of the Department of Agriculture), referred to Agriculture.

HB 92, introduced by F. Garner (by request of the Department of Transportation), referred to Transportation.

HB 93, introduced by F. Garner (by request of the Department of Justice), referred to Judiciary.

HB 94, introduced by F. Garner (by request of the Public Safety Officer Standards and Training Council), referred to Judiciary.

HB 95, introduced by G. Pierson (by request of the Department of Public Health and Human Services), referred to Human Services.

HB 96, introduced by Z. Brown (by request of the Department of Fish, Wildlife, and Parks), referred to Fish, Wildlife and Parks.

HB 97, introduced by D. Loge (by request of the Department of Fish, Wildlife, and Parks), referred to Fish, Wildlife and Parks.

HB 98, introduced by J. Ellis (by request of the Department of Fish, Wildlife, and Parks), referred to Fish, Wildlife and Parks.

HB 99, introduced by Z. Brown (by request of the Water Policy Interim Committee), referred to Natural Resources.

HB 100, introduced by B. Bennett (by request of the Legislative Council), referred to Legislative Administration.

HB 101, introduced by W. McKamey (by request of the Public Employees' Retirement Board), referred to State Administration.

HB 102, introduced by J. Karjala (by request of the Department of Administration), referred to State Administration.

HB 103, introduced by G. Custer (by request of the Secretary of State), referred to State Administration.

HB 104, introduced by C. Glimm (by request of the Water Policy Interim Committee), referred to Natural Resources.

HB 105, introduced by F. Garner (by request of the Board of Physical Therapy Examiners), referred to Human Services.

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HB 106, introduced by T. Jacobson (by request of the Board of Real Estate Appraisers), referred to Business and Labor.

HB 107, introduced by C. Glimm (by request of the Water Policy Interim Committee), referred to Natural Resources.

HB 108, introduced by B. Smith (by request of the Department of Fish, Wildlife, and Parks), referred to Fish, Wildlife and Parks.

HB 109, introduced by J. Price (by request of the Secretary of State), referred to Judiciary.

HB 110, introduced by B. Hamlett (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.

HB 111, introduced by R. Lynch (by request of the Department of Public Health and Human Services), referred to Judiciary.

HB 112, introduced by D. Fern (by request of the Department of Revenue), referred to Taxation.

HB 113, introduced by E. Greef (by request of the State-Tribal Relations Committee), referred to Education.

HB 114, introduced by G. Kipp (by request of the State-Tribal Relations Committee), referred to Business and Labor.

HB 115, introduced by G. Kipp (by request of the Department of Revenue), referred to Taxation.

HB 116, introduced by K. Kelker (by request of the School Funding Interim Commission), referred to Education.

HB 117, introduced by J. Windy Boy (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.

HB 118, introduced by J. Windy Boy (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.

HB 119, introduced by S. Berglee (by request of the School Funding Interim Commission), referred to Education.

HB 120, introduced by J. Bachmeier (by request of the State Auditor), referred to Business and Labor.

HB 121, introduced by A. Curtis (by request of the State Auditor), referred to Human Services.

HB 122, introduced by C. Schreiner (by request of the Board of Realty Regulation), referred to Business and Labor.

HB 123, introduced by A. Curtis (by request of the State Auditor), referred to Human Services.

HB 124, introduced by S. Stewart-Peregoy (by request of the Water Policy Interim Committee), referred to Natural Resources.

HB 125, introduced by W. Curdy (by request of the Department of Labor and Industry), referred to Business and Labor.

HB 126, introduced by R. Shaw (by request of the Department of Agriculture), referred to Agriculture.

HB 127, introduced by R. Shaw (by request of the Department of Labor and Industry), referred to Business and Labor.

HB 128, introduced by R. Shaw (by request of the Department of Fish, Wildlife, and Parks), referred to Fish, Wildlife and Parks.

HB 129, introduced by E. Hill Smith (by request of the Law and Justice Interim Committee), referred to Judiciary.

HB 130, introduced by Z. Perry (by request of the Department of Agriculture), referred to Agriculture.

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HB 131, introduced by Z. Perry (by request of the Department of Agriculture), referred to Agriculture.

HB 132, introduced by N. McConnell (by request of the Department of Labor and Industry), referred to Business and Labor.

HB 133, introduced by N. McConnell (by request of the Commission on Sentencing), referred to Judiciary.

HB 134, introduced by J. Essmann (by request of the School Funding Interim Commission), referred to Education.

HB 135, introduced by K. Dudik (by request of the Department of Corrections), referred to Judiciary.

HB 136, introduced by G. Custer (by request of the Public Employees' Retirement Board), referred to State Administration.

HB 137, introduced by M. Funk (by request of the State Auditor), referred to Human Services.

HB 138, introduced by D. Fern (by request of the State Auditor), referred to Business and Labor.

HB 139, introduced by M. Funk (by request of the Department of Public Health and Human Services), referred to Human Services.

HB 140, introduced by S. Stewart-Peregoy (by request of the Water Policy Interim Committee), referred to Natural Resources.

HB 141, introduced by R. Lynch (by request of the Department of Labor and Industry), referred to Business and Labor.

HB 142, introduced by L. Bishop (by request of the State Auditor), referred to Human Services.

HB 143, introduced by R. Lynch (by request of the Commission on Sentencing), referred to Judiciary.

HB 144, introduced by Z. Brown (by request of the Department of Justice), referred to Judiciary.

HB 145, introduced by Z. Brown (by request of the State Auditor), referred to Business and Labor.

The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 1, introduced by K. Kelker (by request of the School Funding Interim Commission), referred to Education.

HJR 2, introduced by J. Essmann (by request of the Revenue and Transportation Interim Committee), referred to Taxation.

The following House resolution was introduced, read first time, and referred to committee:

HR 1, introduced by J. Essmann (by request of the House Rules Standing Committee), referred to Rules.

HOUSE JOURNAL
FIRST LEGISLATIVE DAY - JANUARY 2, 2017

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, January 3, 2017.
Motion carried.

House adjourned at 1:36 p.m.

LINDSEY VROGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SECOND LEGISLATIVE DAY**

Helena, Montana
January 3, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Brad Tschida. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Fitzgerald, excused. Quorum present.

Majority Leader Ehli announced the Republicans would caucus.

Minority Leader Eck announced the Democrats would caucus.

House Recessed.

House Reconvened.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

1/3/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that the following pages of the House be employed as of 1:00 p.m., Tuesday, January 3, 2017:

Trevor Nelson, Helena
Jean Hampton, Helena
Sarah Hepner, Eureka

Report Adopted.

FIRST READING AND COMMITMENT OF BILLS

HB 146, introduced by D. Zolnikov, referred to Transportation.

HB 147, introduced by D. Zolnikov, referred to Judiciary.

HB 148, introduced by D. Zolnikov, referred to Judiciary.

HB 149, introduced by D. Zolnikov, referred to Transportation.

HB 150, introduced by K. White, referred to Fish, Wildlife and Parks.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Wednesday, January 4, 2017. Motion carried.

House adjourned at 1:36 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
THIRD LEGISLATIVE DAY**

Helena, Montana
January 4, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Manzella. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative A. Hertz, excused. Quorum present.

BILLS (Ricci, Chair):

1/4/2017

Correctly printed: **HB 146, HB 147, HB 148, HB 149, HB 150.**

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 151, introduced by N. Ballance, referred to Fish, Wildlife and Parks.

HB 152, introduced by T. Welch, referred to Transportation.

HB 153, introduced by V. Ricci, referred to Human Services.

HB 154, introduced by W. Curdy, referred to Fish, Wildlife and Parks.

HB 155, introduced by G. Hertz, referred to State Administration.

HB 156, introduced by F. Mandeville, referred to Taxation.

HB 157, introduced by F. Mandeville, referred to Agriculture.

HB 158, introduced by R. Cook, referred to Agriculture.

HB 159, introduced by R. Cook, referred to State Administration.

HB 160, introduced by D. Lenz, referred to Business and Labor.

MOTIONS

Representative Zolnikov moved **HB 149** be moved from the Transportation Committee to the Judiciary Committee.

Motion **passed** as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 88

HOUSE JOURNAL
THIRD LEGISLATIVE DAY - JANUARY 4, 2017

Nays: Cook, Fitzgerald, G Hertz, Kipp III, McKamey, Peppers, Schreiner, Stewart-Per, Welch, White.

Total 10

Excused: A Hertz.

Total 1

Absent or not voting: Fern.

Total 1

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Thursday, January 5, 2017.
Motion carried.

House adjourned at 1:12 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FOURTH LEGISLATIVE DAY**

Helena, Montana
January 5, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Tschida. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative O'Hara, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

Chief Clerk announced the staff:

Lindsey Vroegindewey	Chief Clerk
Kathy Baird	Deputy Chief Clerk
Courtney Wantink	Secretary to Chief Clerk
Bradley Murfitt	Sergeant at Arms
Jason Nettleton	Assistant Sergeant at Arms
Debbi Effertz	Supply Clerk
Teddi Everett	Page Coordinator
Kenley Zylawy	Safety and Facilities Aide
Trent Rouse	Safety and Facilities Aide
Bobb Lawrence	Safety and Facilities Aide
Larry Cole	Safety and Facilities Aide
Grady Bryson	Safety and Facilities Aide
Billy Byrnes	Safety and Facilities Aide
Sharon Greef	Bills Coordinator
Brittany Divine	Bills Clerk
Pat Bik	Amendments Coordinator
Aaron Irion	Vote Clerk
Terry Myhre	Status Clerk
Jennifer Downing	Journal Clerk
Ryan Scheiderer	Reading Clerk
Tracey Scribner	Bills Distribution Clerk
Phoebe Williams	Committee Support Staff Supervisor
Sherri Row	Committee Secretary-Appropriations
Sydney Kessel	Committee Secretary-Agriculture & FRET
Karen Armstrong	Committee Secretary-Business & Labor
Jessica Riffel	Committee Secretary-FWP & Education
Joanne Kauzlarich	Committee Secretary-State Administration
Sara Fleming	Committee Secretary-Judiciary
Margot Miltenberger	Committee Secretary-Taxation & Local Gov
Abigail Konen	Committee Secretary-Transportation & ASC EDH
Lexi Goble	Committee Secretary-Natural Resources
Carolyn Tschida	Committee Secretary-Human Services & ASC HUH

HOUSE JOURNAL
FOURTH LEGISLATIVE DAY - JANUARY 5, 2017

Brittany Divine	Committee Secretary-ASC NAH
Crystal Bridges	Committee Secretary-ASC LRP
Alex Gray	Committee Secretary-ASC JUH and APH Aide
Olivia Effertz	Committee Secretary-ASC GEN
Connie Myhre	Committee Aide
Vicky Anderson	Committee Aide
Joyce Brodehl	Committee Aide
Victoria Hete	Committee Aide
Joellen Barbagello	Committee Aide
Vicki Pocha	Committee Aide
Franny Cabana	Committee Aide
C.J. Johnson	Committee Aide
Faith Dawson	Committee Aide
Jacelyn Stewart	Committee Aide
Susie Hamilton	Scanner
Pat Bik	Word Processing
Shelley Vance	Secretary to Leadership
Karli Hill	Majority Chief of Staff
Max Hunsaker	Aide to Majority
Lindsey Singer	Aide to Majority
Ryan Eret	Aide to Majority
Hannah Slusser	Aide to Majority
Madison Johnson	Secretary to Minority
Brandon DeMars	Minority Chief of Staff
Sanjay Talwani	Aide to House Minority
Karen Gilbert	Aide to House Minority
Blair Monson	Aide to House Minority

BILLS (Ricci, Chair):

1/5/2017

Correctly printed: **HB 151, HB 152, HB 153, HB 154, HB 155, HB 156, HB 157, HB 158, HB 159, HB 160.**

REPORTS OF STANDING COMMITTEES

RULES (Essmann, Chair):

1/4/2017

HR 1, introduced resolution, be amended as follows:

1. Page 5, line 21.

Following: "~~MCA~~"

Insert: "(sections 5-11-202 and 5-11-203, MCA)"

2. Page 7, line 2.

Strike: "(1)"

HOUSE JOURNAL
FOURTH LEGISLATIVE DAY - JANUARY 5, 2017

3. Page 7, line 6 through line 8.

Strike: subsection (2) in its entirety

And, as amended, be adopted. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 161, introduced by J. Bachmeier, referred to Education.

HB 162, introduced by R. Peppers, referred to State Administration.

HB 163, introduced by G. Custer, F. Anderson, R. Cook, K. Dudik, M. Funk, W. McKamey, G. Pierson, referred to Human Services.

HB 164, introduced by K. Flynn, referred to Fish, Wildlife and Parks.

HB 165, introduced by G. Hertz, referred to Judiciary.

HB 166, introduced by J. Trebas, F. Anderson, S. Fitzpatrick, F. Mandeville, W. McKamey, J. Price, B. Usher, referred to Business and Labor.

HB 167, introduced by J. Trebas, W. McKamey, J. Price, referred to Education.

HB 168, introduced by Z. Brown, D. Mortensen, N. Swandal, referred to Judiciary.

HB 169, introduced by M. Dunwell, referred to Business and Labor.

HB 170, introduced by J. Trebas, referred to Transportation.

HB 171, introduced by J. Trebas, E. Buttrey, S. Fitzpatrick, B. Hamlett, W. McKamey, F. Smith, referred to Taxation.

HB 172, introduced by R. Fitzgerald, referred to Business and Labor.

HB 173, introduced by K. Dudik, referred to Human Services.

HB 174, introduced by B. Usher, B. Brown, V. Court, G. Custer, D. Kary, K. Kelker, T. Manzella, N. McConnell, S. Morigeau, D. Mortensen, M. Noland, J. Patelis, M. Regier, V. Ricci, A. Rosendale, D. Skees, J. Trebas, P. Webb, R. Webb, referred to Transportation.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Friday, January 6, 2017. Motion carried.

House adjourned at 1:18 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

HOUSE JOURNAL
FOURTH LEGISLATIVE DAY - JANUARY 5, 2017

**HOUSE JOURNAL
65TH LEGISLATURE
FIFTH LEGISLATIVE DAY**

Helena, Montana
January 6, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Curtis. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Lavin, excused. Quorum present.

BILLS (Ricci, Chair): 1/6/2017

Correctly printed: **HB 161, HB 162, HB 163, HB 164, HB 165, HB 166, HB 167, HB 168, HB 169, HB 170, HB 171, HB 172, HB 173, HB 174.**

Correctly engrossed: **HR 1.**

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair): 1/6/2017

HB 88, do pass. Report adopted.
HB 125, do pass. Report adopted.

APPROPRIATIONS (Ballance, Chair): 1/5/2017
HB 1, introduced bill, be amended as follows:

1. Page 1, line 15.
Strike: "\$3,813,937"
Insert: "\$3,799,565"

2. Page 1, line 16.
Strike: "\$6,149,151"
Insert: "\$6,121,251"

3. Page 1, line 17.
Strike: "\$1,145,776"
Insert: "\$1,127,776"

4. Page 1, line 21.
Strike: "\$236,896"
Insert: "\$197,033"

5. Page 1, line 22.
Strike: "\$409,592"

HOUSE JOURNAL
FIFTH LEGISLATIVE DAY - JANUARY 6, 2017

Insert: "\$329,866"

6. Page 2, line 9.

Strike: "Any funds"

Insert: "Funds"

Following: "subsection (1)"

Insert: "that were allocated for a legislator technology allowance and"

7. Page 2, line 10.

Strike: "each"

Insert: "the"

And, as amended, do pass. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 175, introduced by J. Hamilton, E. McClafferty, referred to Taxation.

HB 176, introduced by M. Dunwell, referred to State Administration.

HB 177, introduced by J. Ellis, referred to Human Services.

HB 178, introduced by J. Price, J. Cohenour, M. Funk, J. Keane, S. Malek, E. McClafferty, N. McConnell, F. Moore, G. Pierson, C. Schreiner, J. Trebas J. Windy Boy, referred to Education.

HB 179, introduced by J. Price, referred to Business and Labor.

HB 180, introduced by D. Loge, D. Ankney, referred to Transportation.

HB 181, introduced by F. Mandeville, E. Hill Smith, S. Lavin, D. Mortensen, J. Patelis, B. Usher, referred to Judiciary.

HB 182, introduced by F. Garner, referred to State Administration.

HB 183, introduced by K. Flynn, Z. Brown, G. Custer, T. Manzella, W. McKamey, B. Smith referred to Fish, Wildlife and Parks.

HB 184, introduced by F. Garner, D. Kary, S. Malek, A. Olszewski, V. Ricci, M. Ryan, K. Wagoner, C. Wolken, referred to Judiciary.

HB 185, introduced by S. Morigeau, K. Abbott, B. Bennett, Z. Brown, A. Curtis, K. Dudik, M. Dunwell, J. Eck, J. Fleming, M. Hopkins, G. Kipp III, R. Lynch, K. McCarthy, N. McConnell, A. Olsen, Z. Perry, G. Pierson, M. Ryan, D. Salomon, D. Sands, C. Schreiner, R. Shaw, J. Small, S. Stewart-Peregoy, S. Webber, J. Welborn, T. Woods, referred to Education.

HB 186, introduced by F. Mandeville, referred to State Administration.

HB 187, introduced by J. Hamilton, referred to Taxation.

HB 188, introduced by J. Hamilton, referred to Taxation.

HB 189, introduced by D. Zolnikov, referred to Federal Relations, Energy, and Telecommunications.

HB 190, introduced by D. Fern, referred to Education.

HB 191, introduced by S. Berglee, B. Tschida, referred to Education.

HB 192, introduced by D. Fern, A. Curtis, N. McConnell, M. Moe, Z. Perry, M. Ryan, referred to Education.

HOUSE JOURNAL
FIFTH LEGISLATIVE DAY - JANUARY 6, 2017

HB 193, introduced by T. Woods, D. Zolnikov, referred to Federal Relations, Energy, and Telecommunications.

HB 194, introduced by J. Trebas, S. Berglee, B. Brown, B. Grubbs, D. Howard, M. Hopkins, C. Knudsen, A. Rosendale, D. Skees, B. Usher, K. Wagoner, D. Zolnikov, referred to Judiciary.

HB 195, introduced by K. Holmlund, D. Bartel, B. Brown, E. McClafferty, referred to Human Services.

HB 196, introduced by B. Beard, referred to Transportation.

HB 197, introduced by T. Jacobson, referred to Business and Labor.

HB 198, introduced by K. Wagoner, referred to Business and Labor.

The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 3, introduced by Z. Brown, referred to Natural Resources.

HJR 4, introduced by D. Fern, referred to Taxation.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Tschida in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HR 1 - Representative Woods moved **HR 1**, second reading copy, be amended as follows:

1. Page 7, line 23 through line 25.

Strike: "The Speaker" on line 23 through "committees." on line 25

Insert: "After good faith consultation with the minority leader, the speaker shall determine the total number each party must have on each standing committee based on the parties' proportional representation in the Committee of the Whole. The speaker shall make appointments for the majority party to each standing committee. The minority leader shall appoint minority party members for each standing committee."

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 39

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef,

HOUSE JOURNAL
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Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 61

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HR 1 - Representative Schreiner moved **HR 1**, second reading copy, be amended as follows:

1. Page 32.

Following: line 1

Insert: "H70-70. Statute supersedes House rules. The Legislature and members of the Legislature are subject to Montana statutory law."

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 40

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: Staffanson.

Total 1

HR 1 - Representative Essmann moved **HR 1** be adopted. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef,

HOUSE JOURNAL
FIFTH LEGISLATIVE DAY - JANUARY 6, 2017

Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 63

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.
Total 37

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Tschida moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Eck, Ehli, Essmann, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 77

Nays: Bennett, Court, Curdy, Dudik, Dunwell, Ellis, Fern, Fleming, Hamilton, Karjala, Kelker, Kipp III, Morigeau, Olsen, Peppers, Price, Ryan, Smith, Stewart-Per, Swanson, Woods.
Total 21

Excused: None.
Total 0

Absent or not voting: Hill-Smith, Lavin.
Total 2

HOUSE JOURNAL
FIFTH LEGISLATIVE DAY - JANUARY 6, 2017

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Monday, January 9, 2017.
Motion carried.

House adjourned at 1:38 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SIXTH LEGISLATIVE DAY**

Helena, Montana
January 9, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Kelker.
Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

1/9/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Friday, January 6, 2017:

Trevor Nelson, Helena
Jean Hampton, Helena
Sarah Hepner, Eureka

and recommend that the following pages of the House be employed as of 1:00 p.m., Monday, January 9, 2017:

Brett Kipp, Browning
Keeley Baker, Browning
Abraham Osmundson, Buffalo

Report Adopted.

BILLS (Ricci, Chair):

1/9/2017

Correctly printed: **HB 88, HB 125, HB 175, HB 176, HB 177, HB 178, HB 179, HB 180, HB 181, HB 182, HB 183, HB 184, HB 185, HB 186, HB 187, HB 188, HB 189, HB 190, HB 191, HB 192, HB 193, HB 194, HB 195, HB 196, HB 197, HB 198, HJR 3, HJR 4, HR 1.**

Correctly engrossed: **HB 1.**

Examined by the sponsor and found to be correct: **HR 1.**

Correctly printed:

Signed by the Speaker at 3:20 p.m., January 9, 2017: **HR 1.**

REPORTS OF STANDING COMMITTEES

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair):

1/6/2017

HB 20, do pass. Report adopted.

HOUSE JOURNAL
SIXTH LEGISLATIVE DAY - JANUARY 9, 2017

BUSINESS AND LABOR (Noland, Chair):
HB 26, do pass. Report adopted.

1/9/2017

BUSINESS AND LABOR (Noland, Chair):
HB 132, do pass. Report adopted.

1/9/2017

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 199, introduced by D. Fern, M. Noland, A. Rosendale, D. Skees, B. Usher, referred to State Administration.

HB 200, introduced by D. Fern, F. Garner, referred to Local Government.

HB 201, introduced by R. Cook, referred to Human Services.

HB 202, introduced by K. Wagoner, referred to Judiciary.

HB 203, introduced by G. Hertz, M. Blasdel, B. Brown, R. Ehli, F. Garner, A. Knudsen, C. Knudsen, F. Mandeville, D. Mortensen, R. Osmundson, G. Vance, referred to Appropriations.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Skees in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 1 - Representative Ballance moved **HB 1** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Beard, Burnett, Curtis, Mandeville, Morigeau, Schreiner, Skees, Smith.
Total 8

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 88 - Representative Funk moved **HB 88** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 75

Nays: Ballance, Bartel, Brodehl, B. Brown, Burnett, Essmann, Flynn, Galloway, Glimm, Harris, Jones, Lavin, Lenz, Manzella, Noland, O'Hara, Redfield, Regier, Rosendale, Staffanson, Tschida, Usher, Wagoner, White, Zolnikov.

Total 25

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 125 - Representative Curdy moved **HB 125** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Glimm, Redfield, Wagoner, Webb, White.

Total 11

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Skees moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Grubbs, Harris, Redfield.

Total 3

MOTIONS

Representative Trebas moved **HB 194** be moved from the Transportation Committee to the Judiciary Committee. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 147**
Motion carried.

HB 147 (D. Zolnikov, Chief Sponsor)
Bennett.

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Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 148**
Motion carried.

HB 148 (D. Zolnikov, Chief Sponsor)
Bennett.

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 149**
Motion carried.

HB 149 (D. Zolnikov, Chief Sponsor)
Bennett.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, January 10, 2017.
Motion carried.

House adjourned at 1:28 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SEVENTH LEGISLATIVE DAY**

Helena, Montana
January 10, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Holmlund. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Shaw, excused. Quorum present.

BILLS (Ricci, Chair):

1/10/2017

Correctly printed: **HB 16, HB 20, HB 25, HB 26, HB 113, HB 132, HB 175, HB 176, HB 177, HB 178, HB 179, HB 180, HB 181, HB 182, HB 183, HB 184, HB 185, HB 186, HB 187, HB 188, HB 189, HB 190, HB 191, HB 192, HB 193, HB 194, HB 195, HB 196, HB 197, HB 198, HB 199, HB 200, HB 201, HB 202, HB 203, HB 204, HB 205, HB 206, HB 207, HB 208, HB 209, HB 210, HB 211, HB 212, HB 213, HB 214, HB 215.**

Correctly engrossed: **HB 3, HB 37, HB 138, HB 141, HB 147, HB 148, HB 149.**

Transmitted to the Senate: **HB 1, HB 88, HB 125.**

Delivered to the Secretary of State at 4:00 p.m., January 10, 2017: **HR 1.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

1/9/2017

HB 3, introduced bill, be amended as follows:

Report No. 002, January 9, 2017

Mr. Speaker:

We, your committee on **Appropriations** recommend that **House Bill 3** (first reading copy -- white) **do pass as amended.**

And, that such amendments read:

1. Title, page 1, line 7.

Strike: "GOVERNOR"

Insert: "BUDGET DIRECTOR"

2. Title, page 1, line 8.

Following: "2017;"

Insert: "REDUCING GENERAL FUND APPROPRIATIONS FOR FISCAL YEAR 2017; AMENDING SECTIONS 10-3-312 AND 76-13-150, MCA; AMENDING SECTION 2, CHAPTER 353, LAWS OF 2015, SECTION 3, CHAPTER 359, LAWS OF 2015, SECTION 22, CHAPTER 368, LAWS OF 2015, SECTION 1, CHAPTER 371, LAWS OF 2015, SECTION 4,

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CHAPTER 376, LAWS OF 2015, AND SECTION 3, CHAPTER 386, LAWS OF 2015;"

3. Title, page 1, line 8.

Following: "EFFECTIVE DATE"

Insert: "AND A TERMINATION DATE"

4. Page 1, following line 26.

Insert: "Department of Fish, Wildlife, and Parks

Fisheries Division	\$1,500,000	Federal Special Revenue
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Department of Fish, Wildlife, and Parks

Fisheries Division	\$200,000	General Fund
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Department of Natural Resources and Conservation

Conservation Resource Development Division	\$200,000	General Fund"
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5. Page 2, line 1 through line 23.

Strike: section 3 in its entirety

Insert: "NEW SECTION. **"Section 3. Recommendations to reduce expenditures.** (1) Except as provided in subsection (4), the budget director, taking into account the criteria provided in subsection (2), shall mandate reductions to agency expenditures of at least \$10 million for the biennium ending June 30, 2017.

(2) Prior to mandating reductions, the budget director shall consider whether an agency program is mandatory or permissive and analyze the impact of the proposed reduction in spending on the purpose of the program. Reductions in spending must be designed to have the least adverse impact on the provision of services determined to be most integral to the discharge of the agency's statutory responsibilities.

(3) The budget director shall submit an itemized list of mandated reductions to the 65th legislature by March 1, 2017.

(4) The budget director may not mandate reductions in spending for the following:

- (a) payment of interest and principal on state debt;
- (b) the legislative branch;
- (c) the judicial branch;
- (d) the school BASE funding program, including special education; and
- (e) salaries of elected officials during their terms of office."

6. Page 1, line 24.

Insert: "Section 4. Section 10-3-312, MCA, is amended to read:

"10-3-312. Maximum expenditure by governor -- appropriation. (1) Whenever a disaster or an emergency, including an energy emergency as defined in 90-4-302 or an invasive species emergency declared under 80-7-1013, is declared by the governor, there is statutorily appropriated to the office of the governor, as provided in 17-7-502, and, subject to subsection (2), the governor is authorized to expend from the general fund an amount not to exceed ~~\$16~~ \$4 million in any biennium, minus any amount appropriated pursuant to 10-3-310 in the same biennium. The

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statutory appropriation in this subsection may be used by any state agency designated by the governor.

(2) In the event of the recovery of money expended under this section, the spending authority must be reinstated to a level reflecting the recovery.

(3) If a disaster is declared by the president of the United States, there is statutorily appropriated to the office of the governor, as provided in 17-7-502, and the governor is authorized to expend from the general fund an amount not to exceed \$500,000 during the biennium to meet the state's share of the individuals and households grant programs as provided in 42 U.S.C. 5174. The statutory appropriation in this subsection may be used by any state agency designated by the governor.

(4) At the end of each biennium, an amount equal to the unexpended and unencumbered balance of the ~~\$46~~ \$4 million statutory appropriation in subsection (1), minus any amount appropriated pursuant to 10-3-310 in the same biennium, must be transferred by the state treasurer from the state general fund to the fire suppression account provided for in 76-13-150."

Insert: "Section 5. Section 76-13-150, MCA, is amended to read:

"76-13-150. Fire suppression account -- fund transfer. (1) There is a fire suppression account in the state special revenue fund to the credit of the department.

(2) The legislature may transfer money from other funds to the account, and the money in the account is subject to legislative fund transfers.

(3) Funds received for restitution by private parties must be deposited in the account.

(4) ~~Money~~ Except as provided subsection (11), money in the account may be used only for the purpose of paying expenses for fire prevention, including fuel reduction and mitigation, forest restoration, grants for the purchase of fire suppression equipment for county cooperatives, and fire suppression costs.

(5) Interest earned on the balance of the account is retained in the account.

(6) Except as provided in subsections (7) and (8), by August 15 following the end of each fiscal year, an amount equal to the balance of unexpended and unencumbered general fund money appropriated in excess of 0.5% of the total general fund money appropriated for that fiscal year must be transferred by the state treasurer from the general fund to the fire suppression account. General fund appropriations that continue from a fiscal year to the next fiscal year and any general fund appropriations made pursuant to 10-3-310 or 10-3-312 are excluded from the calculation.

(7) The provisions of subsection (6) do not apply in a fiscal year in which reductions required by 17-7-140 occur or if a transfer pursuant to subsection (6) would require reductions pursuant to 17-7-140.

(8) The fund balance in the account may not exceed \$100 million.

(9) Up to \$5 million each biennium may be used for the purpose of fuel reduction and mitigation and forest restoration.

(10) Money in the account is statutorily appropriated, as provided in 17-7-502, to the department or to the governor for the purposes described in ~~subsection~~ subsections (4) and (11).

(11) For the biennium beginning July 1, 2015, if a disaster or an emergency, including an energy emergency as defined in 90-4-302 or an invasive species emergency declared under 80-7-1013, is declared by the governor, the governor is authorized to expend from the fire fund an amount not to exceed \$5 million."

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Insert: "NEW SECTION. "Section 6. Reductions to general fund appropriations for fiscal year 2017. The following general fund appropriations for fiscal year 2017, as enacted in House Bill No. 2 in Ch. 400, Laws of 2015, are reduced as follows:

SECTION A

LEGISLATIVE BRANCH

1. Legislative Committees & Activities from \$598,938 to \$359,938.
2. Fiscal Analysis & Review from \$1,983,594 to \$1,783,594.
3. Audit & Examination from \$2,440,363 to \$1,672,708.

DEPARTMENT OF REVENUE

1. Director's Office, Fiscal Note Overtime, from \$70,000 to \$0.
2. Director's Office, Server Replacements, from \$376,855 to \$0.

SECTION B

DEPARTMENT OF HEALTH & HUMAN SERVICES

1. Medicaid and Health Services Branch, Health Resources Division, from \$151,293,936 to \$146,293,936.

SECTION C

DEPARTMENT OF LIVESTOCK

1. Animal Health Division, Establish Budget, from \$837,418 to \$790,415.

DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION

1. Centralized Services from \$4,106,524 to \$3,917,576.
2. Conservation and Resource Development Division, from \$1,729,316 to \$1,671,606.
3. Water Resources Division from \$9,390,051 to \$9,051,609.
4. Forestry and Trust Land Management from \$12,258,791 to \$11,843,891.

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SECTION D

JUDICIAL BRANCH

1. Supreme Court Operations from \$11,442,783 to \$11,262,978.
2. Supreme Court Operations, Information Technology Staff, from \$205,938 to \$200,551.
3. Supreme Court Operations, Court Help Program, from \$295,000 to \$286,092.
4. Supreme Court Operations, JDIP Administration, from \$5,068,622 to \$5,061,415.
5. Law Library from \$946,763 to \$934,190.
6. District Court Operations from \$28,226,316 to \$27,468,173.
7. Water Courts Supervision from \$1,098,666 to \$1,070,689.

CRIME CONTROL DIVISION

1. Justice System Support Service from \$2,465,858 to \$2,365,858.

DEPARTMENT OF JUSTICE

1. Motor Vehicle Division from \$9,174,900 to \$8,735,900.
2. Division of Criminal Investigation from \$7,434,929 to \$7,365,429.
3. Public Safety Officers Standards and Training from \$348,253 to \$331,004.
4. Central Services Division from \$905,781 to \$877,228.
5. Information Technology Services from \$4,622,500 to \$4,452,500.

SECTION E

OFFICE OF PUBLIC INSTRUCTION

1. State Level Activities from \$10,983,741 to \$10,683,741.

COMMISSIONER OF HIGHER EDUCATION

1. Administration Program, Research Initiative, from \$7,500,000 to \$7,420,395.

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2. Student Assistance Program, Governor's Best and Brightest Scholarship, from \$1,000,000 to \$979,605."

Insert: "Section 7. Section 2, Chapter 353, Laws of 2015, is amended to read:

"Section 2. **Appropriation.** There is appropriated ~~\$20,170~~ \$5,422 from the general fund to the legislative services division for the biennium beginning July 1, 2015, to support the commission provided for in [section 1]."

Insert: "Section 8. Section 3, Chapter 359, Laws of 2015, is amended to read:

"Section 3. **Appropriation.** There is appropriated from the general fund to the legislative services division for the biennium beginning July 1, 2015, ~~\$55,000~~ \$50,425 for the purposes of convening the commission under [section 1]. It is intended that the commission hold one 1-week meeting in each year of the biennium."

Insert: "Section 9. Section 22, Chapter 368, Laws of 2015, is amended to read:

"Section 22. **Appropriations.** (1) There is appropriated from the state general fund for the biennium beginning July 1, 2015, the following:

(a) \$1,761,476 to the department of labor and industry for the purposes of [sections 14 through 17]; and

(b) ~~\$393,213~~ \$298,056 to the department of revenue for the purposes of [section 18].

(2) These appropriations are to be considered base funding for the preparation of the 2019 biennium budget."

Insert: "Section 10. Section 1, Chapter 371, Laws of 2015, is amended to read:

"Section 1. **Appropriation.** (1) For the biennium beginning July 1, 2015, there is appropriated ~~\$1 million~~ \$1 from the general fund to the department of justice for litigation to improve and protect the state's access to and growth in domestic and international markets for its products and natural resources including energy and other major litigation. ~~At least \$200,000 of these funds~~ Funds may be expended only for actions that the attorney general determines will likely establish, benefit, improve, or protect the state's access to domestic or international markets and may be used at the discretion of the attorney general to cover the costs and fees of those actions, including evaluating, commencing, or participating in legal actions or proceedings in state and federal courts or administrative proceedings.

(2) Any funds not expended or encumbered in the biennium must revert to the general fund.

(3) The department of justice will report to the legislative finance committee prior to the end of each fiscal year on any amounts expended or encumbered in that fiscal year for the purposes described in subsection (1)."

Insert: "Section 11. Section 4, Chapter 376, Laws of 2015, is amended to read:

"Section 4. **Appropriation.** There is appropriated ~~\$300,000~~ \$100,000 from the state general fund to the office of the court administrator for the biennium beginning July 1, 2015, for the purpose of administering the child abuse court diversion pilot project described in [section 1]."

Insert: "Section 12. Section 3, Chapter 386, Laws of 2015, is amended to read:

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"Section 3. Appropriation. There is appropriated ~~\$24,000~~ \$19,534 from the general fund to the legislative services division for the biennium beginning July 1, 2015, to support the activities of the task force established in [section 1]."

Renumber: subsequent sections

7. Page 2, line 26.

Insert: "NEW SECTION. **"Section 14. Termination.** [Sections 4 and 5] terminate June 30, 2017."

And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair):

1/10/2017

HB 16, do pass. Report adopted.

HB 25, do pass. Report adopted.

HB 138, introduced bill, be amended as follows:

1. Page 3, line 10.

Strike: "a licensed"

Insert: "an"

2. Page 3, line 13.

Strike: "licensed"

3. Page 3, line 14.

Strike: "licensed"

And, as amended, do pass. Report adopted.

HB 141, introduced bill, be amended as follows:

1. Page 3, line 12.

Following: "necessary"

Insert: ", but may not assign final approval or disapproval"

2. Page 5, line 14.

Following: "action"

Insert: "within 30 days"

And, as amended, do pass. Report adopted.

EDUCATION (Berglee, Chair):

1/9/2017

HB 37, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: "SUNG LANGUAGE;"

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Insert: "ALLOWING STATE FUNDS TO BE USED AS MATCHING FUNDS; PROVIDING AN APPROPRIATION;"

2. Page 1, line 29.

Strike: "development"

Insert: "administration"

3. Page 3, line 7.

Following: "entities."

Insert: "(9) A tribe may use payments received pursuant to this section as matching funds for federal or private fund sources to accomplish the purposes of this section."

4. Page 3, line 19.

Insert: "NEW SECTION. "Section 5. Appropriation. There is appropriated \$1 from the state general fund to the state-tribal economic development commission for the biennium beginning July 1, 2017, for the purposes described in 20-9-537. Any remaining funds that are unencumbered as of June 30, 2019, must revert to the general fund."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 113, do pass. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 204, introduced by A. Redfield, referred to Fish, Wildlife and Parks.

HB 205, introduced by A. Redfield, referred to Transportation.

HB 206, introduced by D. Zolnikov, referred to Judiciary.

HB 207, introduced by B. Bennett, D. Brown, G. Custer, F. Garner, F. Mandeville, referred to State Administration.

HB 208, introduced by K. Wagoner, D. Kary, referred to Judiciary.

HB 209, introduced by B. Usher, D. Ankney, D. Bartel, S. Berglee, M. Blasdel, R. Brodehl, B. Brown, D. Brown, Z. Brown, G. Custer, W. Galt, E. Hill Smith, D. Howard, L. Jones, A. Knudsen, C. Knudsen, D. Lenz, D. Loge, F. Mandeville, K. McCarthy, D. Mortensen, R. Osmundson, J. Patelis, R. Peppers, V. Ricci, T. Richmond, M. Ryan, C. Schreiner, R. Shaw, D. Skees, J. Small, F. Smith, S. Stewart-Peregoy, J. Trebas, B. Tschida, G. Vance, P. Webb, J. Welborn, J. Windy Boy, D. Zolnikov, referred to Taxation.

HB 210, introduced by M. Dunwell, referred to Business and Labor.

HB 211, introduced by B. Hamlett, P. Connell, A. Doane, M. Lang, A. Redfield, R. Shaw, referred to Natural Resources.

HB 212, introduced by J. Essmann, referred to State Administration.

HB 213, introduced by J. Essmann, referred to Transportation.

HB 214, introduced by B. Brown, referred to Fish, Wildlife and Parks.

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HB 215, introduced by M. Dunwell, referred to Taxation.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Garner in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 20 - Representative Keane moved **HB 20** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 26 - Representative Welch moved **HB 26** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

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Total 85

Nays: Brodehl, B. Brown, Burnett, Essmann, Flynn, Galloway, Hopkins, C Knudsen, Mortensen, Regier, Rosendale, Skees, Usher, Wagoner, Zolnikov.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 132 - Representative McConnell moved **HB 132** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Glimm, Usher, White.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Garner moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier,

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Ricci, Rosendale, Ryan, Sales, Schreiner, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Bartel, Garner, Shaw.

Total 3

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 1 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Beard, Burnett, Curtis, Mandeville, Schreiner, Skees, Smith, Staffanson.

Total 8

Excused: None.

Total 0

Absent or not voting: Olsen, Shaw.

Total 2

HB 88 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk,

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Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods.

Total 60

Nays: Ballance, Bartel, Brodehl, B. Brown, Burnett, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 38

Excused: None.

Total 0

Absent or not voting: Shaw, Staffanson.

Total 2

HB 125 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 85

Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Glimm, Harris, Mortensen, Redfield, Rosendale, Wagoner, Webb, White.

Total 14

Excused: None.

Total 0

Absent or not voting: Shaw.

Total 1

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MOTIONS

Representative Lavin moved **HB 144** be moved from the Judiciary Committee to the Transportation Committee. Without objection, so ordered.

Representative Dunwell moved **HB 176** be moved from the State Administration Committee to the Human Services Committee. Without objection, so ordered.

Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Holmlund, Shaw.

Total 2

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 128**
Motion carried.

HB 128 (R. Shaw, Chief Sponsor)
Welborn.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Wednesday, January 11, 2017. Motion carried.

House adjourned at 1:29 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
EIGHTH LEGISLATIVE DAY**

Helena, Montana
January 11, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative B. Brown. Pledge of Allegiance to the Flag.

Roll Call. All members present except Representative Dunwell, Representative Gunderson, Representative Ricci, Representative Windy Boy, excused. Quorum present.

BILLS (Ricci, Chair):

1/11/2017

Correctly printed: **HB 16, HB 20, HB 25, HB 26, HB 113, HB 132, HB 187, HB 188, HB 190, HB 191, HB 196, HB 204, HB 205, HB 206, HB 207, HB 208, HB 209, HB 210, HB 211, HB 212, HB 213, HB 214, HB 215.**

Correctly engrossed: **HB 3, HB 37, HB 128, HB 138, HB 141.**

Transmitted to the Senate: **HB 20, HB 26, HB 132.**

REPORTS OF STANDING COMMITTEES

JUDICIARY (Doane, Chair):

1/11/2017

HB 59, do pass. Report adopted.

HB 65, do pass. Report adopted.

HB 87, do pass. Report adopted.

HB 135, do pass. Report adopted.

HB 93, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

2. Page 1, line 25.

Following: line 25

Insert: "NEW SECTION. **Section 3. Termination.** [This act] terminates June 30, 2023."

And, as amended, do pass. Report adopted.

HB 184, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Strike: "AND"

Following: "SECTION 37-2-302, MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 1, line 16.

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Following: line 16

Insert: "NEW SECTION. Section 2. Effective date. [This act] is effective on passage and approval."

And, as amended, do pass. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 216, introduced by J. Keane, T. Richmond, referred to Energy, Technology, and Federal Relations.

HB 217, introduced by R. Brodehl, S. Berglee, M. Cuffe, A. Doane, W. Galt, C. Glimm, E. Greef, J. Hinkle, M. Hopkins, R. Lynch, F. Mandeville, D. Mortensen, A. Olsen, R. Osmundson, J. Patelis, A. Redfield, K. Regier, M. Regier, S. Staffanson, K. Wagoner, D. Zolnikov, referred to Judiciary.

HB 218, introduced by J. Hamilton, E. Buttrey, L. Jones, J. Small, K. Wagoner, referred to Business and Labor.

HB 219, introduced by Z. Brown, D. Zolnikov, referred to Energy, Technology, and Federal Relations.

HB 220, introduced by K. McCarthy, J. Gross, referred to Human Services.

HB 221, introduced by D. Jones, referred to Local Government.

HB 222, introduced by D. Lenz, D. Kary, referred to Business and Labor.

HB 223, introduced by G. Custer, L. Jones referred to Business and Labor.

HJ 5, introduced by K. McCarthy, D. Ankney, J. Bachmeier, A. Curtis, J. Eck, J. Fleming, J. Gross, T. Jacobson, J. Karjala, K. Kelker, G. Kipp III, R. Lynch, M. MacDonald, M. McNally, S. Morigeau, R. Peppers, D. Sands, C. Schreiner, J. Small, B. Smith, F. Smith, S. Webber, J. Welborn, L. Whitford J. Windy Boy, referred to State Administration.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Wagoner in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 3 - Representative Ballance moved **HB 3**, second reading copy, be amended as follows:
Report No. 001, January 11, 2017

Mr. Chairman:

I move to amend **House Bill 3** (second reading copy -- yellow).

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And, that such amendments to **House Bill 3** (second reading copy -- yellow) read as follows:

1. Page 6, line 28.

Strike: "\$10,983,741 to \$10,683,741"

Insert: "\$10,893,741 to \$10,593,741"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 3 - Representative Ballance moved **HB 3** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Schreiner.

Total 1

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 16 - Representative Ehli moved consideration of **HB 16** be passed for the day. Motion carried.

HB 25 - Representative Lynch moved **HB 25** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 113 - Representative Greef moved **HB 113** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

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Nays: Bartel, B. Brown, Burnett, Glimm, Gunderson, Manzella, Mortensen, Noland, Redfield, Regier, Ricci, Skees.
Total 12

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 138 - Representative Fern moved **HB 138** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Beard, Hopkins.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 141 - Representative Lynch moved **HB 141** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 59

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Galloway, Galt, Garner, Glimm, Greef, Harris, A Hertz, G Hertz, Hopkins, Jones,

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Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, O'Hara, Redfield, Regier, Rosendale, Shaw, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, Welch, White.
Total 41

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Wagoner moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Cook.
Total 1

Excused: None.
Total 0

Absent or not voting: Custer, Dunwell, Gunderson, Ricci, Windy Boy.
Total 5

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 20 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins,

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Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: B. Brown, Dunwell, Gunderson, Ricci, Windy Boy.
Total 5

HB 26 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Webb, Webber, Welch, White, Woods, Mr. Speaker.
Total 80

Nays: Berglee, Brodehl, B. Brown, Burnett, Essmann, Flynn, Galloway, Hopkins, Jones, Mortensen, Regier, Rosendale, Skees, Usher, Wagoner, Zolnikov.
Total 16

Excused: None.
Total 0

Absent or not voting: Dunwell, Gunderson, Ricci, Windy Boy.
Total 4

HB 132 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch,

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Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Brodehl, B. Brown, Glimm, Usher.
Total 4

Excused: None.
Total 0

Absent or not voting: Dunwell, Gunderson, Ricci, Windy Boy.
Total 4

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Thursday, January 12, 2017.
Motion carried.

House adjourned at 1:46 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
NINTH LEGISLATIVE DAY**

Helena, Montana
January 12, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Glimm. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Z. Brown, Dunwell, A. Knudsen, excused. Quorum present.

BILLS (Ricci, Chair): 1/12/2017

Correctly printed: **HB 25, HB 59, HB 65, HB 87, HB 113, HB 135, HB 138, HB 141, HB 216, HB 217, HB 218, HB 219, HB 220, HB 221, HB 222, HB 223.**

Correctly engrossed: **HB 3, HB 93, HB 184.**

Transmitted to the Senate: **HB 25, HB 113, HB 138, HB 141.**

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair): 1/12/2017

HB 114, do pass. Report adopted.

HB 122, introduced bill, be amended as follows:

1. Page 8, line 24 through line 25.

Strike: "and payment" on line 24 through "fee" on line 25

And, as amended, do pass. Report adopted.

HB 197, do pass. Report adopted.

EDUCATION (Berglee, Chair): 1/11/2017

HB 191, do pass. Report adopted.

NATURAL RESOURCES (White, Chair): 1/11/2017

HB 38, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 1/11/2017

SB 20, introduced by Swandal

SB 21, introduced by Buttrey

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NINTH LEGISLATIVE DAY - JANUARY 12, 2017

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 224, introduced by T. Jacobson, E. Buttrey, J. Essmann, G. Pierson, referred to Taxation.

HB 225, introduced by E. Greef, F. Garner, referred to Local Government.

HB 226, introduced by Z. Perry, referred to Taxation.

HB 227, introduced by S. Vinton, F. Anderson, T. Facey, D. Fern, M. Funk, F. Garner, E. Greef, B. Grubbs, D. Hayman, D. Kary, K. Kelker, D. Loge, K. McCarthy, M. Moe, A. Rosendale, D. Salomon, R. Shaw, F. Smith, B. Tschida, P. Webb, R. Webb, T. Welch, referred to Education.

HB 228, introduced by J. Keane, referred to Natural Resources.

HB 229, introduced by A. Olsen, K. Abbott, B. Bennett, J. Cohenour, V. Court, A. Curtis,,D. Fern, J. Fleming, M. Funk, B. Hamlett, J. Karjala, J. Keane, K. Kelker, G. Kipp III, R. Lynch, M. MacDonald, S. Malek, K. McCarthy, N. McConnell, S. Morigeau, A. Olszewski, R. Peppers, Z. Perry, M. Ryan, C. Schreiner, S. Stewart-Peregoy, K. Swanson, G. Vuckovich, J. Welborn, T. Woods, referred to Business and Labor.

HB 231, introduced by P. Webb, referred to Judiciary.

HB 232, introduced by K. Holmlund, F. Anderson, D. Bartel, B. Beard, B. Brown, A. Doane, J. Ellis, F. Garner, D. Loge, F. Mandeville, A. Olsen, D. Skees, S. Staffanson, referred to Education.

The following Senate bills were introduced, read first time, and referred to committees:

SB 20, introduced by N. Swandal, referred to Judiciary.

SB 21, introduced by E. Buttrey, referred to Judiciary.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Lavin in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 16 - Representative Ricci moved **HB 16** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson,

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Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Essmann, Hopkins, White, Windy Boy.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 37 - Representative Windy Boy moved **HB 37** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 87

Nays: Bartel, Brodehl, B. Brown, Burnett, Glimm, Holmlund, Loge, Manzella, Mortensen, Redfield, Ricci, Rosendale, Usher.
Total 13

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 59 - Representative Dudik moved **HB 59** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson,

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Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 65 - Representative Holmlund moved **HB 65** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 87 - Representative Swanson moved **HB 87** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell,

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McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 135 - Representative Dudik moved **HB 135** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Lavin moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Holmlund, Hopkins,

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Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.
Total 93

Nays: Lavin, Mandeville.
Total 2

Excused: None.
Total 0

Absent or not voting: Z. Brown, Dunwell, G Hertz, Hill-Smith, Mr. Speaker.
Total 5

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 25 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.
Total 96

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Z. Brown, Dunwell, G Hertz, Mr. Speaker.
Total 4

HB 113 passed as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 82

Nays: Bartel, B. Brown, Burnett, Galloway, Glimm, Manzella, Mortensen, Noland, Redfield, Regier, Rosendale, Skees, Tschida, Usher, White.

Total 15

Excused: None.

Total 0

Absent or not voting: Z. Brown, Dunwell, Mr. Speaker.

Total 3

HB 138 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Z. Brown, Dunwell, Mr. Speaker.

Total 3

HB 141 passed as follows:

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Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Eck, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Windy Boy, Woods, Zolnikov.
Total 63

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Essmann, Galloway, Galt, Glimm, Gunderson, Harris, Hopkins, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, O'Hara, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, Welch, White.
Total 34

Excused: None.
Total 0

Absent or not voting: Z. Brown, Dunwell, Mr. Speaker.
Total 3

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Friday, January 13, 2017.
Motion carried.

House adjourned at 1:37 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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**HOUSE JOURNAL
65TH LEGISLATURE
TENTH LEGISLATIVE DAY**

Helena, Montana
January 13, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Smith. Pledge of Allegiance to the Flag.

Roll Call. All members present except Representative Hill Smith, Mr. Speaker, Representative Staffanson, excused. Quorum present.

BILLS (Ricci, Chair): 1/13/2017

Correctly printed: **HB 16, HB 37, HB 38, HB 59, HB 65, HB 87, HB 114, HB 135, HB 191, HB 197, HB 224, HB 225, HB 226, HB 227, HB 228, HB 229, HB 231, HB 232.**

Correctly engrossed: **HB 122.**

Transmitted to the Senate: **HB 3, HB 16, HB 37, HB 59, HB 65, HB 87, HB 135.**

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair): 1/13/2017

HB 80, do pass. Report adopted.

HB 106, do pass. Report adopted.

HB 120, introduced bill, be amended as follows:

1. Title, page 1, line 7 through line 9.

Strike: "ADDING" on page 1, line 7 through "REGULATORY ACT;" on page 1, line 9

2. Title, page 1, line 11.

Strike: "33-2-1101,"

3. Page 6, line 24 through page 11, line 1.

Strike: section 10 through section 11 in their entirety

Renumber: subsequent sections

4. Page 13, line 20 through page 15, line 9.

Strike: section 13 in its entirety

Renumber: subsequent sections

5. Page 41, line 6.

Strike: "(1)"

6. Page 41, line 9 through line 10.

Strike: subsection (2) in its entirety

And, as amended, do pass. Report adopted.

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FISH, WILDLIFE AND PARKS (Flynn, Chair):
HB 98, introduced bill, be amended as follows:

1/12/2017

1. Title, line 5.

Following: "ANIMAL"

Insert: "AND FUR-BEARING ANIMAL"

2. Title, line 6.

Following: "SKUNK"

Insert: "TO"

Following: "CAT"

Insert: "FROM THE PREDATORY ANIMAL DEFINITIONS AND INCLUDING SPOTTED SKUNK
IN THE FUR-BEARING ANIMAL DEFINITIONS"

3. Page 1, line 22.

Following: "fox,"

Strike: "and"

Following: "beaver"

Insert: ", and spotted skunk"

4. Page 4, line 1.

Following: "fox,"

Strike: "and"

Following: "beaver"

Insert: ", and spotted skunk"

And, as amended, do pass. Report adopted.

HB 150, do pass. Report adopted.

JUDICIARY (Doane, Chair):

1/13/2017

HB 111, do pass. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):

1/13/2017

HB 39, do pass. Report adopted.

HB 40, do pass. Report adopted.

HB 67, do pass. Report adopted.

HB 68, introduced bill, be amended as follows:

1. Page 2, line 9.

Following: "system"

Insert: "or the public employees' retirement system"

And, as amended, do pass. Report adopted.

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HB 83, introduced bill, be amended as follows:

1. Title, page 1, line 14.

Following: "SECTIONS"

Insert: "7-3-103, 7-3-149,"

2. Page 1.

Following: line 19

Insert: "**Section 1.** Section 7-3-103, MCA, is amended to read:

"7-3-103. Amendment of self-government charter or adopted alternative form of government -- election. (1) An amendment to a self-government charter or an adopted alternative form of government may only be made by submitting the question of amendment to the electors of the local government as provided in 7-3-149. An amendment approved by the electors becomes effective on the first day of the local government fiscal year following the fiscal year of approval unless the question submitted to the electors provides otherwise.

(2) An amendment to a self-government charter or an adopted alternative form of government may be proposed by:

(a) petition as provided in 7-3-125;

(b) the local government by ordinance; or

(c) a study commission recommendation pursuant to 7-3-192.

(3) The local government, by ordinance, may provide procedures for the submission and verification of initiative petitions.""

Insert: "**Section 2.** Section 7-3-149, MCA, is amended to read:

"7-3-149. Election on alteration of form of government. (1) ~~Upon the election administrator's verification that a petition filed pursuant to sections 7-3-121 through 7-3-123, 7-3-125, and 7-3-141 through 7-3-148 meets all the necessary requirements, the~~ The governing body shall call an election on the question of an alteration of the form of government or a change in a plan of government ~~proposed by the petition upon:~~

(a) the election administrator's verification that a petition filed pursuant to sections 7-3-121 through 7-3-123, 7-3-125, and 7-3-141 through 7-3-148 meets all the necessary requirements;

(b) adoption of a local government ordinance pursuant to 7-3-103(2)(b); or

(c) a recommendation by a study commission pursuant to 7-3-192.

(2) The election must be conducted in accordance with Title 13, chapter 1, part 4.

~~(2)~~(3) The cost of the election must be paid for by the local government.

~~(3)~~(4) (a) The affirmative vote of a simple majority of those voting on the question is required for adoption.

(b) In any election involving the question of consolidation, each question must be submitted to the electors in the county and requires an affirmative vote of a simple majority of the votes cast in the county on the question for adoption. There is no requirement for separate majorities in local governments voting on consolidation.

(c) In any election involving the question of county merger, the questions must be submitted to the electors in the counties affected and require a majority of the votes cast on the questions in each affected county for adoption.

(d) If the electors disapprove the proposed new form of local government, amendments, or consolidation plan, the local government retains its existing form.""

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Renumber: subsequent sections

3. Page 14, line 1.

Following: "provided in"

Insert: "13-1-403, 13-1-503,"

Following: "20-3-305(3)(b)"

Insert: ", "

And, as amended, do pass. Report adopted.

HB 102, do pass. Report adopted.

HB 117, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: "FOR"

Insert: "EVIDENCE-BASED"

Following: "PREVENTION"

Insert: "ACTIVITIES; AMENDING SECTION 53-21-1101, MCA"

2. Page 1.

Following: line 16

Insert: "**Section 1.** Section 53-21-1101, MCA, is amended to read:

"53-21-1101. Suicide prevention officer -- duties. (1) The department of public health and human services shall implement a suicide prevention program by January 1, 2008. The program must be administered by a suicide prevention officer attached to the office of the director of the department.

(2) The suicide prevention officer shall:

(a) coordinate all suicide prevention activities being conducted by the department, including activities in the addictive and mental disorders division, the health resources division, and the public health and safety division, and coordinate with any suicide prevention activities that are conducted by other state agencies, including the office of the superintendent of public instruction, the department of corrections, the department of military affairs, and the university system;

(b) develop a biennial suicide reduction plan that addresses reducing suicides by Montanans of all ages;

(c) direct a statewide suicide prevention program with evidence-based activities that include but are not limited to:

(i) conducting statewide public awareness campaigns utilizing both paid and free media and including input from government agencies, school representatives from elementary schools through higher education, mental health advocacy groups, and other relevant nonprofit organizations;

(ii) initiating, in partnership with Montana's tribes and tribal organizations, a public awareness program that is culturally appropriate and that utilizes the modalities best suited for Indian country;

(iii) seeking opportunities for research that will improve understanding of suicide in Montana and provide increased suicide-related services;

(iv) training for medical professionals, military personnel, school personnel, social service

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providers, and the general public on recognizing the early warning signs of suicidality, depression, and other mental illnesses; and

(v) providing grants to communities or other government, nonprofit, or tribal entities to start new or sustain existing evidence-based suicide prevention activities.""

Renumber: subsequent sections

3. Page 1, line 19.

Following: "services"

Insert: "for the biennium ending June 30, 2019,"

And, as amended, do pass. Report adopted.

HB 118, introduced bill, be amended as follows:

1. Page 2, line 5.

Following: "with"

Insert: "evidence-based"

2. Page 2, line 18.

Following: "existing"

Insert: "evidence-based"

3. Page 2, line 21.

Following: "services"

Insert: "for the biennium ending June 30, 2019,"

And, as amended, do pass. Report adopted.

HB 159, do pass. Report adopted.

TAXATION (Essmann, Chair):

1/13/2017

HB 18, introduced bill, be amended as follows:

1. Page 12, line 18.

Strike: "On or after the first working day in October, a"

Insert: "A"

And, as amended, do pass. Report adopted.

HB 29, do pass. Report adopted.

HB 42, do pass. Report adopted.

HB 43, introduced bill, be amended as follows:

1. Page 5, line 14.

Following: "board"

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Insert: "during the same valuation cycle"

And, as amended, do pass. Report adopted.

HB 63, do pass. Report adopted.

HB 74, do pass. Report adopted.

HB 115, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: "MACHINERY;"

Insert: "PROVIDING RULEMAKING AUTHORITY;"

2. Page 2, line 7.

Following: "guides."

Insert: "The valuation guide must provide average wholesale values specific to the state of Montana or a region that includes the state of Montana. The department shall adopt by rule the valuation guides used as provided in this subsection."

And, as amended, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bill passed and transmitted to the House for concurrence:

1/12/2017

SB 5, introduced by Facey

SB 6, introduced by Fielder

SB 56, introduced by MacDonald

SB 70, introduced by Vuckovich

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 233, introduced by R. Ehli, M. Blasdel, E. Buttrey, J. Cohenour, K. McCarthy, M. McNally, F. Thomas, R. Webb, referred to Business and Labor.

HB 234, introduced by J. Ellis, J. Cohenour, E. McClafferty, referred to Fish, Wildlife and Parks.

HB 236, introduced by F. Garner, referred to Judiciary.

HB 237, introduced by R. Ehli, referred to Judiciary.

HB 238, introduced by F. Anderson, B. Beard, D. Fern, J. Fleming, S. Fitzpatrick, F. Garner, B. Grubbs, S. Lavin, W. McKamey, J. Patelis, referred to Business and Labor.

The following Senate bills were introduced, read first time, and referred to committees:

SB 5, introduced by T. Facey (by request of the School Funding Interim Commission), referred to Education.

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SB 6, introduced by J. Fielder (by request of the State-Tribal Relations Committee), referred to Education.

SB 56, introduced by M. MacDonald (by request of the Board of Pharmacy), referred to Business and Labor.

SB 70, introduced by G. Vuckovich (by request of the Board of Optometry), referred to Business and Labor.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative McConnell in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 38 - Representative Curdy moved **HB 38** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 114 - Representative Ehli moved consideration of **HB 114** be passed for the day. Motion carried.

HB 184 - Representative Garner moved **HB 184** do pass. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 191 - Representative Berglee moved **HB 191** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 197 - Representative Jacobson moved **HB 197** do pass. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Hopkins, C Knudsen, Redfield, Staffanson, Wagoner.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair McConnell moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hill-Smith, Staffanson, Mr. Speaker.

Total 3

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 3 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 94

Nays: Bennett, Price, Schreiner.

Total 3

Excused: None.

Total 0

Absent or not voting: Hill-Smith, Staffanson, Mr. Speaker.

Total 3

HB 16 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov.

Total 94

Nays: Essmann, Hopkins, Windy Boy.

Total 3

Excused: None.

Total 0

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Absent or not voting: Hill-Smith, Staffanson, Mr. Speaker.

Total 3

HB 37 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 81

Nays: Bartel, Brodehl, B. Brown, Burnett, Flynn, Galloway, Glimm, Gunderson, Holmlund, Loge, Manzella, Mortensen, Redfield, Rosendale, Skees.

Total 15

Excused: None.

Total 0

Absent or not voting: Hill-Smith, Staffanson, Usher, Mr. Speaker.

Total 4

HB 59 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: Hill-Smith, Staffanson, Mr. Speaker.

Total 3

HB 65 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hill-Smith, Staffanson, Mr. Speaker.

Total 3

HB 87 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 96

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: Hill-Smith, Ryan, Staffanson, Mr. Speaker.

Total 4

HB 135 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hill-Smith, Staffanson, Mr. Speaker.

Total 3

MOTIONS

Representative Ehli moved to re-refer **HB 191** to the Appropriations Committee. Without objection, so ordered.

Representative Noland moved **HB 137** be moved from the Human Services Committee to the Business and Labor Committee. Without objection, so ordered.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Monday, January 16, 2017.
Motion carried.

House adjourned at 1:37 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
ELEVENTH LEGISLATIVE DAY**

Helena, Montana
January 16, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Dunwell. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Essmann, Lavin, Jones, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

Speaker Knudsen moved that the House move to Order of Business #11, Special Orders Of The Day, for the purpose of receiving an address by the Honorable Senator for the State of Montana, Jon Tester. Motion carried.

Majority Leader Ehli moved that Speaker Knudsen be authorized to appoint two committee members to escort the United States Senator into the House Chamber. Motion carried.

Speaker Knudsen appointed Representative Custer and Representative Swanson. The Committee was discharged.

Sergeant-at-Arms Murfitt notified Speaker Knudsen that the United States Senator Jon Tester was awaiting entrance into the House Chamber.

The Committee escorted the Senator into the Chamber.

Speaker Knudsen introduced the Honorable Jon Tester, Senator for the State of Montana.

Speaker Knudsen, Majority Leader Ehli, Minority Leader Eck, honored guests, members of the House: It is truly an honor to be here.

I'd be remiss if I didn't acknowledge that today is Martin Luther King Day, a day that celebrates a man who saw injustice in this country and worked to change it. It is a great reminder of the impact a citizen can have on our government if we work together.

This tradition of inviting the members of our Congressional Delegation to address this body reminds us: we are Montanans first.

Twelve years ago when I was Senate President, we made time for these addresses because it is a way to align Montana's priorities at a state and federal level.

Montanans look to our elected officials for leadership and a spirit of cooperation.

I'll admit, it's disappointing the current Montana Senate President chose to abandon the smart tradition of joint addresses to the Legislature, especially early in the session when there's a little more time to do so.

Speaker Knudsen, thank you for doing your part to honor this tradition.

But first, I'd like to take a moment and thank the men and women who have made our country the leader of the free world for so many generations: our veterans.

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Would all of the fine folks who served our country please stand to be recognized.
Thank you for your service to our country. As the incoming Ranking Member of the VA Committee, I promise we do not take our responsibility to you lightly.
Whether it's getting the Southwest Vets Home in Butte built or holding the VA accountable for long wait times, we will work together to do right by our veterans.

As a citizen legislature, we have veterans, farmers, teachers, small business men and women. And for 90 days or so you come to Helena to represent your district, vote your conscience, and make Montana proud.
Our state's founders knew that whether you are a rancher from Bloomfield or a teacher from Helena, for these ninety days, your priority would be to your constituents and our great state. Despite our differences we have a common goal, to ensure Montana continues to be the Last Best Place for generations to come.

We know Montana is already a great place.
With Glacier and Yellowstone parks, world class hunting and fishing, and the best agriculture products in the world, folks from all over come to our state to experience a little slice of the paradise we get to call home.
From Sidney to St. Regis and everywhere in between Montana is full of the hardest working people in the nation.
I hope to work with you to create good paying jobs across Montana.
Today I will present a thoughtful, common sense, Montana focused plan to strengthen our economy and create high paying jobs.
I'm calling it Employ Montana.
Employ Montana will rebuild our infrastructure, create a marketplace for our products, pave the way for innovation, invest in our workforce, and responsibly develop our resources.
This will let folks know Montana is open for business.
But in order to compete in a global marketplace Montana needs more than scenery and a dedicated workforce.

My first objective, as part of Employ Montana, is to invest in our infrastructure.
Together we can ensure folks have an infrastructure that allows them to get to work during the week, play on the weekend, and that businesses big and small can get their products to market. That's why I worked to pass a long term highway bill that ensures Montanans gets more bang for their buck.
Thanks to the highway bill, for every dollar that hardworking Montanans contribute to the federal Highway Trust Fund, our state gets about two-and-a-half bucks back.
This year, that's about \$424 million for our roads, bridges, and highways.
But we only get that funding if the state agrees to put up a certain amount as well.
The Governor provided a temporary fix that ensures we get that funding this year. But this is still a systemic issue that we must address in the future.
Montanans need you to ensure the tens of millions of dollars that Montana families pay into the Highway Trust Fund don't get sent to New York, California, or Alabama instead.
Our construction workers, contractors, and middle class families cannot afford to see money left on the table because their politicians can't agree.
I've seen this body rise to the challenge time and time again and I know you will not disappoint.

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Montana's infrastructure needs go beyond our bridges, streets, and water systems. That's why Employ Montana will also prepare our state for the 21st century economy by ensuring responsible investments in rural broadband. In 2015, the second phase of the Connect America Fund delivered nearly \$100 million to two broadband companies that serve Montana. I want to see that money resulting in fiber being laid down across this state as soon as possible. That's why I plan to hold CenturyLink and Frontier's feet to the fire and find out what progress they are making. We've invested in them, and it is time to find out what kind of return we are receiving. Strong connectivity across Montana will attract businesses to our state and allow for our Montana made companies to market their product worldwide. Companies like Kracklin Kamut-a healthy wheat based snack food. I am pleased to have Thomas joined by his wife Heather and daughter Grace who just moved to Big Sandy to work for Kracklin Kamut. Thomas, please stand. An innovative start-up like Kracklin Kamut brought Thomas and his family to Big Sandy to work and with stronger broadband, Kracklin Kamut can be sold in even the biggest markets which could bring more jobs and more families to the community.

In Montana we know whether it's snack food or textiles, we make a superior product and we are proud to see "Made in America" slapped on the label. It is time that we make sure our taxpayer dollars are being used to support American workers, not lining the pockets of foreign corporations. Through my Employ Montana plan I will introduce the Berry Amendment Extension Act which would require the Department of Homeland Security to purchase their supplies from American companies. I think of Bozeman's own Mystery Ranch, which could provide the folks on the border with their quality multi-purpose backpacks. This is a common sense solution that will create jobs here in Montana and keep our taxpayer dollars within our own borders.

Whether Montanans produce backpacks, airplane parts, beef, or wheat we are competing in a global marketplace. President-elect Trump and I agree: we need to ensure America has fair trade, not free trade. And as part of my Employ Montana plan I look forward to working with the President-elect to develop trade policies that ensure Montana producers get a fair shake while protecting American workers. My friends from the forested counties can agree: it's time to negotiate a new softwood lumber agreement. I will work with the new Administration to create a fair, effective, and sustainable softwood lumber agreement. This will help our timber industry get the certainty they need to responsibly cut trees and help get our mills back to work. Our timber industry is not the only one suffering from unfair trade practices. Farmers across Montana continue to feel the consequence of unfair wheat grading by the Canadian government. There is many a company that gets stopped at the border because of unfair trade practices. Montana farmers produce the best product. To see it immediately downgraded to feed grade at

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the border is unacceptable.

I'll do my part, and I want the Trump administration to do their part to ensure Montana farmers can be competitive in the global marketplace.

This will create a strong market for Montana's farmers, putting more money into the hands of our farmers, more money that they can spend on Montana products.

I believe the best way to create jobs is by building an economy that empowers innovators.

Often times creative Montanans lack the access to capital in order to start their business.

A large part of my Employ Montana plan is dedicated to ensuring Montana innovators have access to capital and the means to develop private partnerships.

Programs like the Small Business Innovation Research Program provide grant money to companies to help them get off the ground.

I am pleased to have one of those innovators, Stan Abel, of SiteOne Therapeutics, in the gallery today joined by his wife Stacey. Stan please stand.

Stan saw the opioid crisis ravaging our country and worked with scientist to try and find a better, less addictive, way to manage pain.

With the help of SBIR grants Stan was able to get his business started and went on to secure private investment from Montana's first successful Venture Capital firm Next Frontier.

SiteOne will continue to grow and employ more and more people in Montana because of Stan's ability to see a problem and think of an innovative solution to solve that problem.

A Montana business supported by Montana capital makes SiteOne a model for our state and we need to look to spread their success statewide.

With increased SBIR grants, we will have more innovators like Stan leading the way.

Small business grants are only one piece of the puzzle. The next part of my Employ Montana plan is to cut red tape and increase access to capital for community banks.

I am pleased to have Bob Nystuen [Nice-Tune] and his wife Kim in the gallery today as well. Bob is President of Glacier Bank in Kalispell. Bob and Kim please stand.

He has worked for community banks from Miles City to Kalispell and tells me that Montana is bursting with new ideas and is ripe for a growing business climate.

But our community banks are hampered by regulation that was meant to police the big guys, not the small credit unions and community banks that serve rural America and Main Street. All you have to do is spend five minutes with Bob to understand the differences between him and a Wall Street banker.

As a member of the Banking Committee, I will work with Democrats and Republicans to provide responsible reforms to Dodd-Frank, to cut red tape for Bob and other Montana banks that are the cornerstone of our rural communities.

With regulatory relief our businesses will have better access to capital and be able to invest in their product, hire more workers, and expand their markets.

Luckily for our businesses Montana's workforce is second to none.

My Employ Montana plan includes lean and mean investment in our workforce-an investment that is designed to meet the needs of the community.

In the gallery today we have Mike Robbins, the Chairman of the Board of Montana Precision Products. Mike please stand.

Montana Precision Products builds components for GE Aviation.

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This company needs welders and has plans to hire eighty to one-hundred people by 2020. And that's why they've partnered with the Anaconda Job Corps to build a skilled pipeline of employees.

The Employ Montana plan proposes to boost our Job Corps programs in order to meet the needs of Montana businesses.

So folks like Ray Ryan, the Site Manager for Anaconda Job Corps, can train up the next generation of skilled workers.

People like Megan Widmer and Katie Barker. These two young ladies are active in the Anaconda Job Corps and they are here today with Ray. Ray, Megan, and Katie please stand.

I want to thank them for their dedication to Montana.

With additional resources we can ensure the Anaconda Job Corps and programs like it expand, create good paying jobs, and meet the needs of local industry with well-trained local workers.

But these types of community partnerships should not just be limited to Job Corps-we need to look at our education system and ensure it is creating a workforce that meets Montana's needs.

Our two year colleges are the key. That's why as part of Employ Montana, we need to give our community colleges the resources they need to develop the talent our employers are asking for.

Because of our investment in education:

A kid from Columbia Falls can go down to Flathead Community College, join its culinary program, and start a restaurant in Whitefish.

A young woman from Terry can travel southwest to Miles City Community College, enroll in its Commercial Driver's License course, and learn to drive and 18-wheeler hauling grain up to the Port of Raymond.

We can work together to build on the success of our community colleges and expand our job training programs so that our workforce is ready to answer the call.

Investing in our education is an investment in Montana's future.

Developing our human resources is critically important to a strong economy. But in Montana we have an incredible supply of natural resources as well.

Included in Employ Montana is a plan to responsibly develop an all-of-the-above energy strategy. I plan to introduce the Carbon Capture Utilization and Storage Act which will incentivize investment in the use of carbon capture technology.

This legislation will provide tax credits to allow for Montana companies to burn coal cleaner and create good paying jobs.

But we can't ignore the fact that our climate is changing.

RIFF ABOUT CHANGES ON YOUR FARM.

This isn't a tree hugging issue. It's a jobs issue. And it's a food security issue.

Montana's number one industry, agriculture, will lose profits and be more dependent on the federal government to pay the bills if we don't start taking proactive steps to protect our clean air and water.

This is Montana's Constitutional right.

So I hope you will join me in supporting Employ Montana.

From stronger infrastructure, to better broadband, increased start up grants and access to capital. From strengthening workforce programs and tapping our energy economy-Employ Montana will create high paying jobs and an economy we are proud of.

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Now I would be remiss if I didn't take the last few minutes to talk about health care. It's a pressing issue and one that both Congress and the Montana Legislature will have to grapple with.

Thanks to your good work last session Montana expanded Medicaid to over 60,000 hardworking people.

For the first time in their lives these people were able to afford health coverage, you should be commended for that.

Repeal. Delay. Replace. Repeal and replace. Repeal and Delay. Obamacare. Trumpcare.

Here are the facts:

The health care industry accounts for over fifty-two thousand jobs in Montana.

Health care in Montana is a \$4 billion industry

If Congress repeals the Affordable Care Act:

Coverage would be ripped away from the sixty thousand folks you gave hope to just two years ago.

Montana's economy would lose \$3.1 Billion-with a B-between 2019 and 2023.

It would add \$350 Billion to the deficit.

We would lose eight thousand two-hundred jobs in 2019 alone.

And rural areas would feel it the most, hospitals in towns like Culbertson, Hamilton, and my home town of Big Sandy would potentially have to board up their doors.

Working together to fix the Affordable Care Act is just good business.

I've been around the state and the message is clear:

People don't want Congress taking away their health care.

Right now we have an incredible opportunity to find bipartisan solutions that can make health care more affordable for middle class families.

But instead of having that important conversation, Congress is on the cusp of repealing all the progress we've made.

I want to be clear. I know premiums are rising. We cannot settle for any situation where middle class families cannot afford health insurance. I know that.

But let's work together to keep the accountability up, and the costs down.

Repealing the A-C-A without a plan for what comes next will not lower costs.

Our families' health care is too important to throw it into chaos.

We need to look before we leap. And we can't throw the baby out with the bath water.

We need to be working to provide affordability to families and certainty to the rural communities that rely on our hospitals.

I know we can find common ground to deliver that to Montana.

In Montana, there is far more that unites us than divides us.

We can all agree that Montana raises the best ag products in the world.

We can all agree that on a summer afternoon we'd rather be on the river than cooped up in an office.

And we can all agree that Montana is home to the hardest working men and women in the world.

We owe it to these hardworking men and women to come together to build a stronger Montana.

Together, we can build stronger roads and bridges.

We can build a 21st Century infrastructure.

We can build the quality products to supply folks at home and abroad.

We can build a business friendly environment that encourages innovation and investment.

We can build a more efficient workforce to meet the needs of our changing economy.

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We can build an energy sector that doesn't mortgage our future for today's profits.
We can build a health care system that works for everyone, not just big insurance or drug companies.

And we can build a stronger, better Montana for our next generation.

Good luck in the coming weeks.

God bless you, God bless Montana, and God bless this great country.

Speaker Knudsen thanked Senator Tester for his remarks and requested the Committee escort Senator Tester from the Chamber.

Sergeant-at-Arms Murfitt escorted the guests from the House Chamber.

BILLS (Ricci, Chair):

1/16/2017

Correctly printed: **HB 29, HB 38, HB 39, HB 40, HB 42, HB 63, HB 67, HB 74, HB 102, HB 106, HB 111, HB 150, HB 159, HB 184, HB 191, HB 197, HB 233, HB 234, HB 236, HB 237, HB 238.**

Correctly engrossed: **HB 18, HB 43, HB 68, HB 83, HB 98, HB 115, HB 117, HB 118, HB 120.**

Transmitted to the Senate: **HB 38, HB 184, HB 197.**

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

1/16/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Friday, January 13, 2017:

Brett Kipp, Browning
Keely Baker, Browning
Abraham Osmundson, Buffalo

and recommend that the following pages of the House be employed as of 1:00 p.m., Monday, January 16, 2017:

Tori Farr, Lewistown
Jamie Hotaling, Billings
Allison Johnson, Billings

Report Adopted.

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair):

1/12/2017

HB 130, do pass. Report adopted.

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HB 131, do pass. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

1/13/2017

HB 45, do pass. Report adopted.

HB 105, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Strike: "LIMITING GOVERNMENTAL AND COMMISSION LIABILITY;"

2. Page 2, line 4.

Strike: "Section"

3. Page 2, line 5.

Following: "1211"

Insert: "or on full-time National Guard duty pursuant to 32 U.S.C 520(f)"

4. Page 6, line 28.

Strike: subsection (c) in its entirety

5. Page 10, line 21 through line 27.

Strike: subsection (7)(a) in its entirety

6. Page 10, line 28.

Strike: "(b)"

Insert: "(7)(a)"

Renumber: subsequent subsection

7. Page 11, line 2.

Strike: "(7)(b)"

Insert: "(7)(a)"

8. Page 17, line 21 through line 24.

Strike: section 4 in its entirety

Renumber: subsequent section

And, as amended, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate joint resolution passed and transmitted to the House for concurrence:

1/13/2017

SJ 1, introduced by Thomas

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FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 230, introduced by D. Jones, R. Brodehl, F. Garner, T. Gauthier, E. Greef, K. Holmlund, D. Mortensen, T. Richmond, R. Shaw, referred to Judiciary.

HB 235, introduced by D. Jones, A. Olszewski, referred to Human Services.

HB 239, introduced by B. Harris, referred to Taxation.

HB 240, introduced by K. White, referred to Fish, Wildlife and Parks.

HB 241, introduced by A. Doane, K. Abbott, F. Anderson, J. Bachmeier, N. Ballance, D. Bartel, B. Beard, B. Bennett, S. Berglee, L. Bishop, R. Brodehl, B. Brown, Z. Brown, T. Burnett, V. Court, W. Curdy, A. Curtis, G. Custer, K. Dudik, M. Dunwell, J. Eck, J. Ellis, J. Essmann, D. Fern, R. Fitzgerald, J. Fleming, K. Flynn, M. Funk, W. Galt, F. Garner, C. Glimm, E. Greef, B. Grubbs, J. Hamilton, B. Hamlett, B. Harris, D. Hayman, A. Hertz, G. Hertz, E. Hill Smith, K. Holmlund, M. Hopkins, T. Jacobson, D. Jones, J. Karjala, J. Keane, K. Kelker, G. Kipp, J. Knokey, A. Knudsen, C. Knudsen, S. Lavin, D. Lenz, D. Loge, R. Lynch, F. Mandeville, T. Manzella, K. McCarthy, N. McConnell, W. McKamey, S. Morigeau, D. Mortensen, M. Noland, J. O'Hara, A. Olsen, J. Patelis, R. Peppers, Z. Perry, G. Pierson, J. Price, A. Redfield, K. Regier, M. Regier, V. Ricci, A. Rosendale, M. Ryan, W. Sales, C. Schreiner, R. Shaw, L. Sheldon-Galloway, D. Skees, B. Smith, S. Staffanson, S. Stewart-Peregoy, K. Swanson, J. Trebas, B. Tschida, B. Usher, S. Vinton, K. Wagoner, P. Webb, S. Webber, T. Welch, K. White, J. Windy Boy, T. Woods, D. Zolnikov, referred to Transportation.

HB 242, introduced by T. Jacobson, K. McCarthy, D. Zolnikov, referred to Taxation.

HB 243, introduced by T. Jacobson, referred to Fish, Wildlife and Parks.

HB 244, introduced by T. Jacobson, K. Dudik, J. Essmann, K. McCarthy, L. Sheldon-Galloway, B. Usher, referred to Human Services.

HB 245, introduced by F. Mandeville, referred to Local Government.

HB 246, introduced by R. Brodehl, N. Ballance, D. Bartel, B. Brown, R. Ehli, D. Fern, C. Glimm, B. Grubbs, B. Hamlett, B. Harris, G. Hertz, K. Holmlund, M. Hopkins, D. Jones, J. Patelis, B. Tschida, referred to Judiciary.

HB 247, introduced by K. Dudik, B. Bennett, R. Brodehl, B. Brown, M. Hopkins, T. Jacobson, C. Knudsen, R. Lynch, R. Osmundson, G. Pierson, referred to Judiciary.

HB 248, introduced by K. Dudik, B. Bennett, referred to Education.

HB 249, introduced by K. Dudik, B. Bennett, G. Pierson, referred to Taxation.

HB 250, introduced by B. Grubbs, F. Anderson, J. Essmann, D. Fern, D. Hayman, T. Manzella, W. Sales, S. Vinton, referred to Local Government.

HB 251, introduced by K. Wagoner, referred to Judiciary.

HB 253, introduced by M. Funk, J. Cohenour, K. Kelker, C. Wolken, referred to Education.

HB 254, introduced by B. Tschida, S. Berglee, K. Dudik, T. Jacobson, F. Mandeville, referred to Taxation.

HB 255, introduced by B. Tschida, A. Doane, A. Hertz, D. Jones, C. Knudsen, R. Osmundson, M. Regier, D. Skees, F. Thomas, S. Vinton, R. Webb, referred to State Administration.

The following Senate bill was introduced, read first time, and referred to committee:

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SJR 1, introduced by F. Thomas, referred to Rules.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative McCarthy in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 114 - Representative Cuffe moved **HB 114**, second reading copy, be amended as follows:

1. Page 1, line 21.

Strike: "religious"

Insert: "ceremonial"

Strike: "religions"

Insert: "ceremonies"

2. Page 1, following line 23.

Insert: "(iii) The term does not include a fish or wildlife species or any portion of a fish or wildlife species legally taken pursuant to the laws of this state, any other state, the United States, or any federally recognized Indian tribe."

Amendment adopted as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 114 - Representative Burnett moved **HB 114**, second reading copy, be amended as follows:

1. Page 1, line 23.

Following: "include"

Strike: "a"

Insert: "land, water, or any other"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 114 - Representative Kipp III moved **HB 114** do pass as amended. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 55

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli,

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Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Regier, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 29 - Representative Ehli moved consideration of **HB 29** be passed for the day. Motion carried.

HB 39 - Representative Bachmeier moved **HB 39** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 40 - Representative Abbott moved **HB 40** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch,

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Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Essmann, Flynn, Gunderson, Hopkins, Tschida, Wagoner.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 42 - Representative Abbott moved **HB 42** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 87

Nays: Berglee, Brodehl, B. Brown, Essmann, Fitzgerald, Hopkins, Manzella, Mortensen, Rosendale, Skees, Tschida, Wagoner, White.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 63 - Representative Hamilton moved **HB 63** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers,

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Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 70

Nays: Anderson, Ballance, Berglee, Brodehl, B. Brown, Cuffe, Fitzgerald, Galloway, Glimm, Hopkins, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 67 - Representative Ryan moved **HB 67** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 62

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, C Knudsen, Lenz, Loge, Manzella, Mortensen, Noland, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, White, Zolnikov.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 74 - Representative G. Hertz moved **HB 74** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen,

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Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Essmann, Staffanson.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 102 - Representative Karjala moved **HB 102** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 78

Nays: Berglee, Brodehl, B. Brown, Cuffe, Doane, Essmann, Flynn, Glimm, Hopkins, Lenz, Mortensen, Noland, Patelis, Redfield, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, White, Zolnikov.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 106 - Representative Jacobson moved **HB 106** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin,

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Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webber, Windy Boy, Woods.

Total 69

Nays: Ballance, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galt, Glimm, Harris, Hopkins, Knokey, Lenz, Mandeville, Manzella, Mortensen, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Tschida, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 111 - Representative Lynch moved **HB 111** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Anderson, Cook, Essmann, Galt, Garner, Tschida.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 150 - Representative White moved **HB 150** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G

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Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair McCarthy moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Karjala.

Total 1

Excused: None.

Total 0

Absent or not voting: Essmann, Jones, Lavin.

Total 3

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

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HB 38 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Essmann, Jones, Lavin.
Total 3

HB 184 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Essmann, Jones, Lavin.
Total 3

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HB 197 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: Berglee, Brodehl, Cuffe, Hopkins, C Knudsen, Redfield, Staffanson, Usher, Wagoner.

Total 9

Excused: None.

Total 0

Absent or not voting: Essmann, Jones, Lavin.

Total 3

MOTIONS

Representative Ehli moved to re-refer **HB 106** to the Appropriations Committee. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, January 17, 2017. Motion carried.

House adjourned at 2:53 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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**HOUSE JOURNAL
65TH LEGISLATURE
TWELFTH LEGISLATIVE DAY**

Helena, Montana
January 17, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Smith. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Essmann, Lavin, Patelis, excused. Quorum present.

BILLS (Ricci, Chair):

1/17/2017

Correctly printed: **HB 39, HB 40, HB 42, HB 45, HB 63, HB 67, HB 74, HB 102, HB 106, HB 111, HB 130, HB 131, HB 150, HB 230, HB 235, HB 239, HB 240, HB 241, HB 242, HB 243, HB 244, HB 245, HB 246, HB 247, HB 248, HB 249, HB 250, HB 251, HB 253, HB 254, HB 255.**

Correctly engrossed: **HB 105, HB 114.**

Transmitted to the Senate: **HB 39, HB 40, HB 42, HB 63, HB 67, HB 74, HB 102, HB 111, HB 150.**

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair):
HB 80, do pass. Report adopted.

1/13/2017

TRANSPORTATION (Lavin, Chair):
HB 41, do pass. Report adopted.
HB 55, introduced bill, be amended as follows:

1/16/2017

1. Page 1

Strike: "and" on line 28

Following: "ownership" on line 29

Insert: "; and (iv) the acquiring state agency reverts unexpended money from the amount originally appropriated for the purchase to the fund or account from which it was originally appropriated"

And, as amended, do pass. Report adopted.

HB 146, introduced bill, be amended as follows:

1. Page 1, line 17.

Following: "(b)"

Insert: "except as provided in 7-33-2212,"

And, as amended, do pass. Report adopted.

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MESSAGES FROM THE SENATE

Senate bill passed and transmitted to the House for concurrence:

1/16/2017

SB 8, introduced by Facey

SB 13, introduced by Fitzpatrick

SB 19, introduced by Kary

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 252, introduced by A. Hertz, referred to Business and Labor.

HB 256, introduced by C. Knudsen, S. Berglee, M. Blasdel, Z. Brown, A. Doane, W. Galt, S. Gunderson, B. Hamlett, B. Harris, G. Kipp III, M. Lang, D. Mortensen, J. O'Hara, R. Peppers, A. Redfield, W. Sales, D. Skees, S. Staffanson, S. Stewart-Peregoy, R. Tempel, J. Windy Boy, referred to Agriculture.

HB 257, introduced by E. Hill Smith, referred to Human Services.

HB 258, introduced by E. Hill Smith, referred to Judiciary.

HB 259, introduced by S. Webber, referred to Business and Labor.

HB 260, introduced by S. Webber, referred to Business and Labor.

HB 262, introduced by B. Harris, B. Brown, R. Ehli, W. Galt, F. Garner, A. Knudsen, C. Knudsen, D. Lenz, D. Mortensen, A. Redfield, V. Ricci, D. Skees, S. Vinton, K. Wagoner, K. White, referred to Judiciary.

HB 263, introduced by R. Fitzgerald, referred to Natural Resources.

HB 264, introduced by J. Karjala, B. Bennett, L. Bishop, Z. Brown, M. Funk, F. Garner, E. Hill Smith, K. Kelker, R. Lynch, S. Morigeau, Z. Perry, G. Pierson, M. Ryan, J. Trebas, K. Wagoner, J. Windy Boy, referred to Human Services.

HB 265, introduced by M. Dunwell, referred to Education.

HB 267, introduced by F. Garner, D. Fern, E. Greef, referred to Transportation.

HB 268, introduced by J. O'Hara, F. Anderson, E. Buttrey, D. Fern, F. Garner, E. Greef, G. Pierson, W. Sales, referred to Judiciary.

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 6, introduced by E. Hill Smith, referred to Human Services.

The following Senate bills were introduced, read first time, and referred to committees:

SB 8, introduced by T. Facey (by request of the Economic Affairs Interim Committee), referred to Legislative Administration.

SB 13, introduced by S. Fitzpatrick (by request of the Department of Commerce), referred to Business and Labor.

SB 19, introduced by D. Kary (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.

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**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Skees in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 18 - Representative Jacobson moved **HB 18** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 68 - Representative Ryan moved **HB 68** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 83 - Representative Bennett moved **HB 83** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Regier, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 74

Nays: Ballance, Bartel, Berglee, Brodehl, B. Brown, Cuffe, Doane, Essmann, Flynn, Glimm, Harris, Hopkins, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, Patelis, Redfield, Ricci, Rosendale, Skees, Tschida, Usher, White.

Total 26

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 93 - Representative Garner moved **HB 93** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Jacobson, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Tschida, Usher, Vinton, Webb, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 71

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Nays: Abbott, Bennett, Bishop, Brodehl, B. Brown, Court, Curtis, Eck, Ellis, Fleming, Flynn, Glimm, Hill-Smith, Hopkins, Jones, Karjala, Kelker, McConnell, Morigeau, Olsen, Perry, Redfield, Rosendale, Smith, Swanson, Trebas, Wagoner, Webber, Zolnikov.

Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 98 - Representative Ellis moved **HB 98** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Tschida.

Total 1

Excused: None.

Total 0

Absent or not voting: Gunderson.

Total 1

HB 115 - Representative Kipp III moved **HB 115** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber,

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Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 117 - Representative Windy Boy moved **HB 117** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 82

Nays: Ballance, Bartel, Brodehl, B. Brown, Burnett, Essmann, Glimm, Gunderson, Holmlund, Jones, Lavin, Loge, Manzella, Noland, O'Hara, Redfield, Regier, Usher.

Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 118 - Representative Windy Boy moved **HB 118** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 72

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Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Essmann, Galloway, Glimm, Gunderson, Holmlund, Hopkins, Jones, Lavin, Loge, Manzella, Mortensen, Noland, O'Hara, Regier, Rosendale, Usher, Wagoner, Webb, White, Zolnikov.

Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 120 - Representative Bachmeier moved **HB 120** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 82

Nays: Berglee, Brodehl, B. Brown, Cuffe, Flynn, Garner, Glimm, Harris, C Knudsen, Lenz, Mandeville, Manzella, Noland, Skees, Staffanson, Wagoner, White, Zolnikov.

Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 122 - Representative Schreiner moved **HB 122** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 95

Nays: Cuffe, Hopkins, Lynch, Mortensen, Skees.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 159 - Representative Cook moved **HB 159** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Hopkins.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Skees moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher,

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Vinton, Wagoner, Webb, Webber, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Essmann, Hopkins, Kipp III, Lavin, Patelis, Welch.
Total 6

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 39 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Essmann, Lavin, Mortensen, Patelis.
Total 4

HB 40 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones,

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Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 87

Nays: Fitzgerald, Flynn, Gunderson, Hopkins, Rosendale, Tschida, Usher, Wagoner.
Total 8

Excused: None.
Total 0

Absent or not voting: Essmann, Lavin, Mortensen, Patelis, Shaw.
Total 5

HB 42 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Usher, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 79

Nays: Berglee, Brodehl, B. Brown, Cuffe, Glimm, Hopkins, Mortensen, Noland, O'Hara, Redfield, Rosendale, Skees, Staffanson, Trebas, Tschida, Vinton, Wagoner, White.
Total 18

Excused: None.
Total 0

Absent or not voting: Essmann, Lavin, Patelis.
Total 3

HB 63 passed as follows:

Yeas: Abbott, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Peppers, Perry, Pierson, Price,

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Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 65

Nays: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Cuffe, Fitzgerald, Galloway, Glimm, Harris, Hopkins, Jones, Lenz, Mandeville, Manzella, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov.

Total 32

Excused: None.

Total 0

Absent or not voting: Essmann, Lavin, Patelis.

Total 3

HB 67 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 61

Nays: Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Jones, C Knudsen, Lenz, Loge, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Webb, White, Zolnikov.

Total 36

Excused: None.

Total 0

Absent or not voting: Essmann, Lavin, Patelis.

Total 3

HB 74 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen,

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Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Essmann, Lavin, Patelis.

Total 3

HB 102 passed as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 75

Nays: Anderson, Berglee, Brodehl, B. Brown, Cuffe, Doane, Flynn, Glimm, Harris, Jones, Lenz, Mortensen, Noland, Redfield, Regier, Rosendale, Skees, Tschida, Usher, Vinton, White, Zolnikov.

Total 22

Excused: None.

Total 0

Absent or not voting: Essmann, Lavin, Patelis.

Total 3

HB 111 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund,

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Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: Ballance, B. Brown, Garner, Tschida.
Total 4

Excused: None.
Total 0

Absent or not voting: Essmann, Lavin, Patelis.
Total 3

HB 150 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Essmann, Lavin, Patelis.
Total 3

MOTIONS

Representative Flynn moved to change his vote on **HB 18** from Not Voting to Yes. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 93** to the Appropriations Committee. Without

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objection, so ordered.

Representative Ehli moved to re-refer **HB 117** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 118** to the Appropriations Committee. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Wednesday, January 18, 2017. Motion carried.

House adjourned at 2:40 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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**HOUSE JOURNAL
65TH LEGISLATURE
THIRTEENTH LEGISLATIVE DAY**

Helena, Montana
January 18, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Kelker. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Essmann, Lavin, Greef, excused. Quorum present.

BILLS (Ricci, Chair): 1/18/2017

Correctly printed: **HB 18, HB 41, HB 68, HB 80, HB 83, HB 93, HB 98, HB 115, HB 117, HB 118, HB 120, HB 122, HB 159, HB 252, HB 256, HB 257, HB 258, HB 259, HB 260, HB 262, HB 263, HB 264, HB 265, HB 267, HB 268.**

Correctly engrossed: **HB 55, HB 146.**

Transmitted to the Senate: **HB 18, HB 68, HB 83, HB 98, HB 115, HB 120, HB 122, HB 159.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair): 1/17/2017

HB 82, introduced bill, be amended as follows:

1. Page 1, line 16

Strike: "include but are not limited to"

Insert: "are defined as"

2. Page 1, line 18.

Strike: "include but are not limited to"

Insert: "are defined as"

3. Page 1, line 28.

Following: "methods."

Insert: "This section does not apply to nongame wildlife managed or protected subject to Title 87, chapter 5, part 1."

And, as amended, do pass. Report adopted.

HB 91, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair): 1/17/2017

HB 166, introduced bill, be amended as follows:

1. Page 1, lines 11 through 12.

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Strike: "deer and" on line 11 through "elk" on line 12

Insert: "game and fish"

2. Page 1, lines 13.

Strike: "deer and elk"

Insert: "game and fish"

3. Page 1, line 17.

Strike: "deer or elk"

Insert: "game or fish"

4. Page 4, line 25.

Strike: "deer and elk"

Insert: "wild game or fish"

And, as amended, do pass. Report adopted.

JUDICIARY (Doane, Chair):

1/18/2017

HB 46, introduced bill, be amended as follows:

1. Title, page 1, line 5 through line 6.

Strike: "AND JUSTICE COURT"

2. Title, page 1, line 8.

Strike: "25-31-112,"

3. Page 6, line 27.

Strike: section 7 in its entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 64, do pass. Report adopted.

HB 89, introduced bill, be amended as follows:

1. Page 1, line 27.

Following: "project"

Insert: "within existing resources"

2. Page 1, line 28.

Following: "(2)"

Insert: "(a)"

Following: "established in"

Insert: "up to"

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Following: "offices"

Insert: "."

3. Page 1, line 28 through line 29.

Strike: "located" on line 28 through "geographically." on line 29

Insert: "(b) The first two holistic defense pilot project locations established pursuant to this section must be in regions where a social worker or resource advocate has already been hired pursuant to the regular workload within the region."

And, as amended, do pass. Report adopted.

HB 165, introduced bill, be amended as follows:

1. Title, page 1, line 6 through line 8.

Strike: "REQUIRING" on line 6 through "DATE" on line 8

Insert: "AND AMENDING SECTION 27-1-220, MCA"

2. Page 1, line 26 through page 4, line 15.

Strike: section 2 through section 5 in their entirety

And, as amended, do pass. Report adopted.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

1/17/2017

HB 100, introduced bill, be amended as follows:

1. Page 3, line 11.

Following: "majority of"

Insert: "a quorum of"

2. Page 3, line 16.

Strike: "an absolute"

Insert: "a"

3. Page 3, line 17.

Following: line 16

Insert: "a quorum of"

And, as amended, do pass. Report adopted.

LOCAL GOVERNMENT (Greef, Chair):

1/17/2017

HB 221, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/17/2017

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SB 17, introduced by Swandal
SB 25, introduced by Blasdel
SB 30, introduced by Sands
SB 68, introduced by Barrett
SB 77, introduced by Swandal

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 261, introduced by F. Garner, K. Dudik, referred to Appropriations.
HB 266, introduced by N. Ballance, referred to Human Services.
HB 269, introduced by D. Zolnikov, referred to Energy, Technology, and Federal Relations.
HB 270, introduced by F. Anderson, A. Curtis, J. O'Hara, S. Vinton, referred to Education.
HB 271, introduced by R. Cook, J. Sesso, referred to State Administration.
HB 272, introduced by G. Hertz, L. Bishop, V. Ricci, referred to Agriculture.
HB 273, introduced by B. Usher, S. Berglee, B. Brown, D. Kary, C. Knudsen, D. Mortensen, referred to Judiciary.
HB 274, introduced by K. Kelker, K. Abbott, B. Bennett, L. Bishop, V. Court, J. Eck, J. Ellis, M. Funk, D. Hayman, T. Jacobson, J. Karjala, K. McCarthy, N. McConnell, S. Morigeau, A. Olsen, Z. Perry, M. Ryan, C. Schreiner, S. Webber, T. Woods, referred to Education.
HB 275, introduced by M. Dunwell, referred to Business and Labor.
HB 276, introduced by E. Greef, referred to Business and Labor.
HB 277, introduced by M. Regier, referred to Judiciary.
HB 278, introduced by M. Regier, referred to Judiciary.
HB 279, introduced by A. Rosendale, referred to State Administration.

The following Senate bills were introduced, read first time, and referred to committees:

SB 17, introduced by N. Swandal (by request of the Law and Justice Interim Committee), referred to Judiciary.
SB 25, introduced by M. Blasdel (by request of the Department of Justice), referred to Business and Labor.
SB 30, introduced by D. Sands (by request of the Law and Justice Interim Committee), referred to Judiciary.
SB 68, introduced by D. Barrett (by request of the Board of Pharmacy), referred to Business and Labor.
SB 77, introduced by N. Swandal, referred to Business and Labor.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Lynch in the chair.

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Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 41 - Representative Keane moved **HB 41** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Olsen.
Total 1

Excused: None.
Total 0

Absent or not voting: Swanson.
Total 1

HB 43 - Representative Fern moved **HB 43** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

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Absent or not voting: None.

Total 0

HB 45 - Representative Dudik moved **HB 45** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Burnett, Cuffe.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 55 - Representative Loge moved **HB 55** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Cuffe, Doane, Harris, A Hertz, Jones, Mortensen, Patelis, Staffanson.

Total 8

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 80 - Representative Curdy moved **HB 80**, second reading copy, be amended as follows:

1. Title, page 1, line 11.

Following: "PROCESS;"

Insert: "AND"

2. Title, page 1, line 12 through line 13.

Strike: ";" on line 12 through "DATE" on line 13

3. Page 14, line 5.

Strike: section 17 in its entirety

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: White.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 80 - Representative Curdy moved **HB 80** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey,

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Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 83

Nays: Ballance, Brodehl, Cuffe, Flynn, Glimm, Harris, A Hertz, G Hertz, Hopkins, Jones, Lenz, Manzella, Olsen, Skees, Staffanson, Wagoner, White.
Total 17

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 105 - Representative Garner moved **HB 105** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Brodehl, B. Brown, Glimm, Noland, Olsen, Rosendale, Skees, White.
Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 130 - Representative Perry moved **HB 130** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell,

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McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Regier.

Total 1

HB 131 - Representative Perry moved **HB 131** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Berglee, Brodehl, Galt, G Hertz.

Total 4

Excused: None.

Total 0

Absent or not voting: Shaw.

Total 1

HB 146 - Representative Zolnikov moved **HB 146** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch,

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Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Bartel, Beard, Cuffe, Dudik, Harris, Knokey, McConnell, Morigeau, Skees, Windy Boy.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Lynch moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Lynch.

Total 1

Excused: None.

Total 0

Absent or not voting: Essmann, Greef, Lavin, Swanson.

Total 4

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

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HB 18 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Essmann, Greef, Lavin, Swanson.
Total 4

HB 68 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Essmann, Greef, Lavin, Swanson.
Total 4

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HB 83 passed as follows:

Yeas: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 71

Nays: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Cuffe, Doane, Flynn, Glimm, Harris, Hopkins, C Knudsen, Lenz, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Tschida, White.

Total 25

Excused: None.

Total 0

Absent or not voting: Essmann, Greef, Lavin, Swanson.

Total 4

HB 98 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Hopkins, Tschida.

Total 2

Excused: None.

Total 0

Absent or not voting: Essmann, Greef, Lavin, Swanson.

Total 4

HB 114 failed as follows:

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Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Webber, Windy Boy, Woods.

Total 43

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 52

Excused: None.

Total 0

Absent or not voting: Essmann, Greef, Harris, Lavin, Swanson.

Total 5

HB 115 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Essmann, Greef, Lavin, Swanson.

Total 4

HB 120 passed as follows:

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Yeas: Abbott, Bachmeier, Ballance, Bartel, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Galloway, Galt, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 74

Nays: Anderson, Beard, Berglee, Brodehl, B. Brown, Cuffe, Fitzgerald, Flynn, Garner, Glimm, Harris, Hopkins, Jones, C Knudsen, Lenz, Mandeville, Manzella, Noland, Redfield, Skees, Staffanson, White.
Total 22

Excused: None.
Total 0

Absent or not voting: Essmann, Greef, Lavin, Swanson.
Total 4

HB 122 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Cuffe, Hopkins, Lynch, Mortensen.
Total 4

Excused: None.
Total 0

Absent or not voting: Essmann, Greef, Lavin, Swanson.
Total 4

HB 159 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop,

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Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Essmann, Greef, Lavin, Swanson.

Total 4

MOTIONS

Representative Ehli moved **HB 23** be moved from the Human Services Committee to the Appropriations Committee. Without objection, so ordered.

Representative Loge moved to change his vote on **HB 45** from Not Voting to Yes. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Thursday, January 19, 2017. Motion carried.

House adjourned at 1:50 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FOURTEENTH LEGISLATIVE DAY**

Helena, Montana
January 19, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Bennett. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Essmann, Lavin, Mr. Speaker, Sheldon-Galloway, Swanson, excused. Quorum present.

BILLS (Ricci, Chair):

1/19/2017

Correctly printed: **HB 41, HB 43, HB 45, HB 55, HB 64, HB 91, HB 105, HB 130, HB 131, HB 146, HB 221, HB 261, HB 266, HB 269, HB 270, HB 271, HB 272, HB 273, HB 274, HB 275, HB 276, HB 277, HB 278, HB 279.**

Correctly engrossed: **HB 46, HB 80, HB 82, HB 89, HB 100, HB 165, HB 166.**

Transmitted to the Senate: **HB 41, HB 43, HB 45, HB 55, HB 105, HB 130, HB 131, HB 146.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

1/18/2017

HB 191, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair):

1/19/2017

HB 172, introduced bill, be amended as follows:

1. Title, page 1, line 5 through line 6.

Strike: "PROVIDING" on line 5 through "PROPERTY;" on line 6

2. Page 1, line 18.

Strike: "except as provided in subsection (1)(b),"

3. Page 1, line 21 through line 24.

Strike: subsection (1)(b) in its entirety

4. Page 1, line 25.

Strike: "(c)"

Insert: "(b)"

Following: "applies to a"

Insert: "telephone"

5. Page 1, line 26.

Strike: "25%" through "action"

Insert: "20% or more of the net book value of the telephone cooperative as disclosed in its audited financial statements as of the close of its most recent fiscal year"

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And, as amended, do pass. Report adopted.

HB 223, introduced bill, be amended as follows:

1. Page 6, line 18.

Following: "plant"

Insert: "in concert with the county records"

And, as amended, do pass. Report adopted.

EDUCATION (Berglee, Chair):

1/18/2017

HB 119, do pass. Report adopted.

HB 167, do pass. Report adopted.

NATURAL RESOURCES (White, Chair):

1/18/2017

HB 48, do pass. Report adopted.

HB 49, introduced bill, be amended as follows:

1. Title, page 1, line 6, through page 1, line 7.

Strike: "AUTHORIZING" on line 6 through "CASES;" on line 7

2. Page 2, line 22 through line 25.

Strike: subsection (7) in its entirety

Renumber: subsequent section

3. Page 3, line 1.

Strike: "and termination of the water right"

4. Page 3, line 3.

Following: "transferee"

Strike: " "

Insert: "and"

Following: "recording"

Strike: ", and"

5. Page 3, line 4.

Strike: "termination of the water right"

And, as amended, do pass. Report adopted.

HB 53, do pass. Report adopted.

HB 104, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Following: "DATE"

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Insert: "AND A TERMINATION DATE"

2. Page 3, line 13.

Following: line 12

Insert: "NEW SECTION. **Section 6. Termination.** [This act] terminates June 30, 2025."

And, as amended, do pass. Report adopted.

HB 107, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/18/2017

SB 4, introduced by Sands

SB 54, introduced by Gross

SB 62, introduced by Wolken

SB 84, introduced by Hinebauch

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 280, introduced by R. Brodehl, D. Bartel, B. Brown, M. Cuffe, R. Ehli, W. Galt, C. Glimm, E. Greef, B. Harris, G. Hertz, M. Hopkins, D. Howard, D. Jones, J. Knokey, A. Knudsen, C. Knudsen, D. Lenz, F. Mandeville, T. Manzella, W. McKamey, D. Mortensen, J. O'Hara, R. Osmundson, A. Redfield, V. Ricci, A. Rosendale, L. Sheldon-Galloway, D. Skees, C. Smith, B. Tschida, G. Vance, S. Vinton, K. Wagoner, P. Webb, K. White, referred to Judiciary.

HB 281, introduced by G. Kipp III, referred to Natural Resources.

HB 282, introduced by M. Cuffe, S. Gunderson, referred to State Administration.

HB 283, introduced by T. Burnett, referred to State Administration.

HB 284, introduced by D. Lenz, D. Salomon, referred to Appropriations.

HB 285, introduced by W. McKamey, referred to Human Services.

The following Senate bills were introduced, read first time, and referred to committees:

SB 4, introduced by D. Sands (by request of the Children, Families, Health, and Human Services Interim Committee), referred to Human Services.

SB 54, introduced by J. Gross (by request of the Department of Administration), referred to State Administration.

SB 62, introduced by C. Wolken (by request of the Commission on Sentencing), referred to Human Services.

SB 84, introduced by S. Hinebauch, referred to Fish, Wildlife and Parks.

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**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Woods in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 64 - Representative Dudik moved **HB 64** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

HB 91 - Representative Pierson moved **HB 91** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 87

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Nays: Cook, Cuffe, Glimm, C Knudsen, Mandeville, Manzella, Noland, Rosendale, Skees, Usher, White, Zolnikov.
Total 12

Excused: None.
Total 0

Absent or not voting: Patelis.
Total 1

HB 221 - Representative D. Jones moved **HB 221** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Cuffe.
Total 1

Excused: None.
Total 0

Absent or not voting: Greef, Patelis.
Total 2

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Woods moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov.

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Total 91

Nays: Woods.

Total 1

Excused: None.

Total 0

Absent or not voting: Essmann, Greef, Lavin, Patelis, Sheldon-Galloway, Staffanson, Swanson, Mr. Speaker.

Total 8

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 41 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 94

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Essmann, Galloway, Lavin, Patelis, Swanson, Mr. Speaker.

Total 6

HB 43 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith,

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Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.
Total 94

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Essmann, Galloway, Lavin, Patelis, Swanson, Mr. Speaker.
Total 6

HB 45 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.
Total 94

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Essmann, Galloway, Lavin, Patelis, Swanson, Mr. Speaker.
Total 6

HB 55 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, McCarthy,

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McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 82

Nays: Cuffe, Doane, Harris, Hopkins, Jones, Manzella, Mortensen, Redfield, Rosendale, Staffanson, Usher, Zolnikov.

Total 12

Excused: None.

Total 0

Absent or not voting: Essmann, Galloway, Lavin, Patelis, Swanson, Mr. Speaker.

Total 6

HB 105 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 86

Nays: Brodehl, B. Brown, Glimm, Hopkins, Noland, Redfield, Rosendale, Skees.

Total 8

Excused: None.

Total 0

Absent or not voting: Essmann, Galloway, Lavin, Patelis, Swanson, Mr. Speaker.

Total 6

HB 130 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau,

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Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.
Total 93

Nays: Cook.
Total 1

Excused: None.
Total 0

Absent or not voting: Essmann, Galloway, Lavin, Patelis, Swanson, Mr. Speaker.
Total 6

HB 131 passed as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.
Total 88

Nays: Anderson, Berglee, Brodehl, Cook, Galt, Hopkins.
Total 6

Excused: None.
Total 0

Absent or not voting: Essmann, Galloway, Lavin, Patelis, Swanson, Mr. Speaker.
Total 6

HB 146 passed as follows:

Yeas: Abbott, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson,

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Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.
Total 87

Nays: Anderson, Bartel, Cuffe, Harris, Knokey, McConnell, Olsen.
Total 7

Excused: None.
Total 0

Absent or not voting: Essmann, Galloway, Lavin, Patelis, Swanson, Mr. Speaker.
Total 6

MOTIONS

Representative Ehli moved to re-refer **HB 64** to the Appropriations Committee. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Friday, January 20, 2017.
Motion carried.

House adjourned at 1:31 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FIFTEENTH LEGISLATIVE DAY**

Helena, Montana
January 20, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Webb. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Essmann, Fitzgerald, Kipp III, Lavin, Mr. Speaker, Swanson, Welch, excused. Quorum present.

Majority Leader Ehli addressed the House:

Today is a great day in America.

Today we as Americans inaugurated the 45th President of the United States. Today we saw the transition of power in the greatest Nation in the world in a peaceful way.

No matter what side of the political aisle you fall on, we can all agree that this peaceful transition of power and continuity of government in our Nation is one of the many things that make ours the greatest country in the world. We are a beacon of democracy and hope across the world.

As Mr. Trump spoke his first words to the Country as President Trump he said, "This moment is not only about transferring power from one party to another, it's about transferring power from Washington, D.C. to the people of this great Country."

As it is for America, today is a special and important day for Montana.

As leaders of this great State, we have an opportunity to help in this transition of power. Maybe more than that, we have an obligation as leaders to bring all Montanans together.

As in our opening ceremony, let us take our commitment of civility and respect and use it to guide us as leaders of Montana and to bring our communities together and do this part for the peaceful transition of power.

We look forward to the swift confirmation of one of our own as Secretary of the Interior, Representative Ryan Zinke. A man with strong Montana values who knows firsthand how much we treasure our great outdoors and all that they provide for Montana.

President Trump also said, "When America is United, America is totally unstoppable." I say, when Montana is united, Montana is totally unstoppable.

Representative Garner rose on a **Point of Personal Privilege** for the purpose of a correction to his testimony on **HB 93**. He previously stated that a surcharge does not apply to traffic offenses however there are some traffic offenses included in the surcharge for **HB 93**.

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Representative Zolnikov rose on a **Point of Personal Privilege** for the purpose of a correction. Representative Zolnikov previously referenced misdemeanor fees when discussing **HB 93** and wished to correct that to mean criminal fees.

BILLS (Ricci, Chair):

1/20/2017

Correctly printed: **HB 48, HB 53, HB 64, HB 91, HB 107, HB 119, HB 167, HB 191, HB 221, HB 280, HB 281, HB 282, HB 283, HB 284, HB 285.**

Correctly engrossed: **HB 49, HB 104, HB 172, HB 223.**

Transmitted to the Senate: **HB 80, HB 91, HB 191, HB 221.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

1/19/2017

HB 106, introduced bill, be amended as follows:

1. Title, page 1, line 10.

Following: "REVOKED;"

Insert: "PROVIDING A STATUTORY APPROPRIATION;"

2. Title, page 1, line 11.

Following: "SECTIONS"

Insert: "17-7-502,"

3. Title, page 1, line 12.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

4. Page 1, line 15.

Insert: "**Section 1.** Section 17-7-502, MCA, is amended to read:

"17-7-502. Statutory appropriations -- definition -- requisites for validity. (1) A statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.

(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:

(a) The law containing the statutory authority must be listed in subsection (3).

(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.

(3) The following laws are the only laws containing statutory appropriations: 2-17-105; 5-11-120; 5-11-407; 5-13-403; 7-4-2502; 10-1-108; 10-1-1202; 10-1-1303; 10-2-603; 10-3-203; 10-3-310; 10-3-312; 10-3-314; 10-4-301; 15-1-121; 15-1-218; 15-35-108; 15-36-332; 15-37-117; 15-39-110; 15-65-121; 15-70-101; 15-70-433; 15-70-601; 16-11-509; 17-3-106; 17-3-112; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 17-7-215; 18-11-112; 19-3-319; 19-6-404; 19-6-410; 19-9-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 19-20-607; 19-21-203; 20-8-107; 20-9-517; 20-9-520; 20-9-534; 20-9-622; 20-9-905; 20-26-617; 20-26-1503;

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22-1-327; 22-3-116; 22-3-117; 22-3-1004; 23-4-105; 23-5-306; 23-5-409; 23-5-612; 23-7-301; 23-7-402; 30-10-1004; 37-43-204; 37-50-209; 37-51-501; [section 2]; 39-71-503; 41-5-2011; 42-2-105; 44-4-1101; 44-12-213; 44-13-102; 50-1-115; 53-1-109; 53-6-1304; 53-9-113; 53-24-108; 53-24-206; 60-11-115; 61-3-415; 69-3-870; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 76-13-150; 76-13-416; 77-1-108; 77-2-362; 80-2-222; 80-4-416; 80-11-518; 81-1-112; 81-7-106; 81-10-103; 82-11-161; 85-20-1504; 85-20-1505; [85-25-102]; 87-1-603; 90-1-115; 90-1-205; 90-1-504; 90-3-1003; 90-6-331; and 90-9-306.

(4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates contingently when the amortization period for the teachers' retirement system's unfunded liability is 10 years or less; pursuant to sec. 10, Ch. 10, Sp. L. May 2000, secs. 3 and 6, Ch. 481, L. 2003, and sec. 2, Ch. 459, L. 2009, the inclusion of 15-35-108 terminates June 30, 2019; pursuant to sec. 73, Ch. 44, L. 2007, the inclusion of 19-6-410 terminates contingently upon the death of the last recipient eligible under 19-6-709(2) for the supplemental benefit provided by 19-6-709; pursuant to sec. 5, Ch. 442, L. 2009, the inclusion of 90-6-331 terminates June 30, 2019; pursuant to sec. 16, Ch. 58, L. 2011, the inclusion of 30-10-1004 terminates June 30, 2017; pursuant to sec. 6, Ch. 61, L. 2011, the inclusion of 76-13-416 terminates June 30, 2019; pursuant to sec. 13, Ch. 339, L. 2011, the inclusion of 81-1-112 and 81-7-106 terminates June 30, 2017; pursuant to sec. 11(2), Ch. 17, L. 2013, the inclusion of 17-3-112 terminates on occurrence of contingency; pursuant to sec. 5, Ch. 244, L. 2013, the inclusion of 22-1-327 terminates July 1, 2017; pursuant to sec. 27, Ch. 285, L. 2015, and sec. 1, Ch. 292, L. 2015, the inclusion of 53-9-113 terminates June 30, 2021; pursuant to sec. 6, Ch. 291, L. 2015, the inclusion of 50-1-115 terminates June 30, 2021; pursuant to sec. 28, Ch. 368, L. 2015, the inclusion of 53-6-1304 terminates June 30, 2019; pursuant to sec. 5, Ch. 383, L. 2015, the inclusion of 85-25-102 is effective on occurrence of contingency; pursuant to sec. 5, Ch. 422, L. 2015, the inclusion of 17-7-215 terminates June 30, 2021; pursuant to sec. 6, Ch. 423, L. 2015, the inclusion of 22-3-116 and 22-3-117 terminates June 30, 2025; pursuant to sec. 10, Ch. 427, L. 2015, the inclusion of 37-50-209 terminates September 30, 2019; and pursuant to sec. 33, Ch. 457, L. 2015, the inclusion of 20-9-905 terminates December 31, 2023.)"

Insert: "NEW SECTION. Section 2. Registry fees -- statutory appropriation. Registry fees collected under 37-54-105(12) are separate from registration fees provided for elsewhere in this part. Registry fees are statutorily appropriated, as provided in 17-7-502, to the department to transmit to the appraisal subcommittee of the federal financial institutions examination council."

Renumber: subsequent sections

5. Page 4, line 28.

Following: "collect"

Insert: "and transmit"

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6. Page 4, line 30 through page 5, line 2.

Following: "council"

Strike: ". Registry fees collected under this subsection (12) are separate from registration fees provided for elsewhere in this section and must be transmitted to the appraisal subcommittee of the federal financial institutions examination council."

Insert: "; and"

7. Page 6, line 7.

Following: Section 7

Insert: "NEW SECTION. Section 8. Codification instruction. [Section 2] is intended to be codified as an integral part of Title 37, chapter 54, part 1, and the provisions of Title 37, chapter 54, part 1, apply to [section 2]."

8. Page 6, line 16.

Following: Section 11

Insert: "NEW SECTION. Section 12. Termination. [Section 2] terminates June 30, 2023."

And, as amended, do pass. Report adopted.

FISH, WILDLIFE AND PARKS (Flynn, Chair):

1/19/2017

HB 108, do pass. Report adopted.

HB 128, introduced bill, be amended as follows:

1. Page 1, line 24.

Following: "who takes a"

Insert: "legal ram"

2. Page 1, line 24 through line 25.

Strike: "both" on line 24 through "horns" on line 25

Insert: "at least one horn that is"

3. Page 1, line 25.

Following: "sheep license"

Insert: "or a population management license"

4. Page 1, line 26.

Strike: "as authorized by"

Insert: "issued pursuant to"

And, as amended, do pass. Report adopted.

JUDICIARY (Doane, Chair):

1/20/2017

HB 194, do pass. Report adopted.

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HB 217, do pass. Report adopted.

LOCAL GOVERNMENT (Greef, Chair):

1/19/2017

HB 200, do pass. Report adopted.

TAXATION (Essmann, Chair):

1/20/2017

HB 76, introduced bill, be amended as follows:

1. Page 1, line 13 through line 14.

Strike: "the local" on line 13 through "bodies" on line 14

Insert: "a local government may enter into an agreement to remit"

2. Page 1, line 16 through line 19.

Strike: "A" on line 16 through "levied." on line 19

Insert: "The remittance agreement must:

(a) provide for remittance to each taxing jurisdiction for which the mill rates are included in the calculation of the tax increment as provided in 7-15-4286; and

(b) require that the remittance be proportional to the taxing jurisdiction's share of the total mills levied."

And, as amended, do pass. Report adopted.

HB 156, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/19/2017

SB 22, introduced by Malek

SB 26, introduced by Malek

SB 28, introduced by Vincent

SB 29, introduced by Sands

SB 52, introduced by Cohenour

SB 81, introduced by Swandal

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 286, introduced by R. Shaw, D. Ankney, R. Cook, R. Fitzgerald, K. Flynn, W. Galt, F. Garner, B. Harris, J. Keane, C. Knudsen, M. Lang, D. Loge, T. Manzella, D. Mortensen, G. Pierson, A. Redfield, T. Richmond, W. Sales, D. Salomon, G. Vance, S. Vinton, J. Welborn, T. Welch, K. White, referred to Agriculture.

HB 287, introduced by B. Bennett, G. Custer, E. Greef, D. Hayman, G. Hertz, M. Hopkins, K. Kelker, S. Morigeau, J. Trebas, referred to State Administration.

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HB 288, introduced by B. Bennett, B. Beard, G. Custer, F. Garner, E. Greef, A. Hertz, G. Hertz, M. Hopkins, S. Morigeau, J. Trebas, referred to State Administration.

HB 291, introduced by T. Jacobson, referred to Business and Labor.

HB 293, introduced by K. Kelker, J. Bachmeier, L. Bishop, V. Court, A. Curtis, D. Hayman, K. McCarthy, Z. Perry, M. Ryan, C. Schreiner, S. Stewart-Peregoy, referred to Human Services.

HB 297, introduced by A. Hertz, J. Welborn, referred to Energy, Technology, and Federal Relations.

The following Senate bills were introduced, read first time, and referred to committees:

SB 22, introduced by S. Malek (by request of the Law and Justice Interim Committee), referred to Judiciary.

SB 26, introduced by S. Malek (by request of the Law and Justice Interim Committee), referred to Judiciary.

SB 29, introduced by D. Sands (by request of the Law and Justice Interim Committee), referred to Judiciary.

SB 52, introduced by J. Cohenour (by request of the Department of Fish, Wildlife, and Parks), referred to Fish, Wildlife and Parks.

SB 81, introduced by N. Swandal, referred to Judiciary.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Glimm in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 46 - Representative Dudik moved **HB 46**, second reading copy, be amended as follows:

1. Page 5, line 7.

Strike: "\$60"

Insert: "\$53"

2. Page 5, line 13.

Strike: "\$60"

Insert: "\$53"

3. Page 6, line 11.

Following: "44-4-310"

Strike: "1"

4. Page 6, line 12.

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Following: "and"

Insert: "and"

5. Page 6, line 12 through line 13.

Following: "fund" on line 12

Strike: " , and \$7 must be deposited in the civil legal assistance for low-income persons account established in [section 1]"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Beard, Rosendale.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 46 - Representative Dudik moved **HB 46** do pass as amended. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webb, Webber, Windy Boy, Woods, Zolnikov.

Total 54

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida,

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Usher, Wagoner, Welch, White, Mr. Speaker.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 48 - Representative B. Brown moved **HB 48** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 53 - Representative Z. Brown moved **HB 53** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

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Nays: Cook.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 82 - Representative Bachmeier moved **HB 82** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Berglee, Doane, Fitzgerald, Garner, Holmlund, Jones, Rosendale, Skees, Tschida, White.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 89 - Representative Dudik moved **HB 89** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

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Nays: Bartel, Cook.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 100 - Representative Bennett moved **HB 100** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 75

Nays: Ballance, Bartel, Beard, B. Brown, Cuffe, Ehli, Flynn, Glimm, Gunderson, Harris, Hopkins, Lenz, Manzella, Mortensen, O'Hara, Redfield, Rosendale, Skees, Tschida, Usher, Vinton, Wagoner, Webb, White.

Total 24

Excused: None.

Total 0

Absent or not voting: Webber.

Total 1

HB 119 - Representative Berglee moved **HB 119** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

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Nays: Brodehl, Burnett.

Total 2

Excused: None.

Total 0

Absent or not voting: Webber.

Total 1

HB 166 - Representative Trebas moved **HB 166** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Webber.

Total 1

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Glimm moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Windy Boy, Woods, Zolnikov.

Total 92

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Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Essmann, Fitzgerald, Kipp III, Lavin, Swanson, Webber, Welch, Mr. Speaker.

Total 8

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 80 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Trebas, Usher, Vinton, Windy Boy, Woods.

Total 69

Nays: Ballance, Brodehl, B. Brown, Cuffe, Flynn, Glimm, Harris, A Hertz, Hopkins, Lenz, Manzella, O'Hara, Olsen, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Wagoner, White, Zolnikov.

Total 22

Excused: None.

Total 0

Absent or not voting: Essmann, Fitzgerald, Kipp III, Lavin, Swanson, Webb, Webber, Welch, Mr. Speaker.

Total 9

HB 91 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lenz, Loge, Lynch, Manzella,

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McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Windy Boy, Woods.
Total 84

Nays: Cuffe, Hopkins, C Knudsen, Mandeville, Rosendale, Skees, White, Zolnikov.
Total 8

Excused: None.
Total 0

Absent or not voting: Essmann, Fitzgerald, Kipp III, Lavin, Swanson, Webber, Welch, Mr. Speaker.
Total 8

HB 221 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Vinton, Wagoner, Webb, White, Windy Boy, Woods, Zolnikov.
Total 91

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Essmann, Fitzgerald, Kipp III, Lavin, Swanson, Usher, Webber, Welch, Mr. Speaker.
Total 9

HB 191 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lenz, Loge,

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Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Windy Boy, Woods, Zolnikov.

Total 92

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Essmann, Fitzgerald, Kipp III, Lavin, Swanson, Webber, Welch, Mr. Speaker.

Total 8

MOTIONS

Representative Ehli moved to re-refer **HB 46** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 89** to the Appropriations Committee. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HJR 3**
Motion carried.

HJR 3 (Z. Brown, Chief Sponsor)
Redfield, Vincent.

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 176**
Motion carried.

HB 176 (M. Dunwell, Chief Sponsor)
McClafferty.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Monday, January 23, 2017.
Motion carried.

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House adjourned at 2:10 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SIXTEENTH LEGISLATIVE DAY**

Helena, Montana
January 23, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative McKamey. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

Representative Doane rose on a **Point of Personal Privilege** to report that he was not responsible for certain phone and Internet messages distributed to Representative desks with his name attached.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

1/23/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Friday, January 20, 2017:

Tori Farr, Lewistown
Jamie Hotaling, Billings
Allison Johnson, Billings

and recommend that the following pages of the House be employed as of 1:00 p.m., Monday, January 23, 2017:

Alli Wade, Helena
Audrey Barber, Helena
Brooke Willett, Bozeman
Sheridan Johnson, Conrad
Kaitlyn Koterba, Great Falls
Jake Wheeling, Townsend

Report Adopted.

BILLS (Ricci, Chair):

1/23/2017

Correctly printed: **HB 48, HB 53, HB 82, HB 89, HB 100, HB 108, HB 119, HB 156, HB 166, HB 194, HB 200, HB 217, HB 286, HB 287, HB 288, HB 291, HB 293, HB 297.**

Correctly engrossed: **HB 46, HB 76, HB 106, HB 128.**

Correctly enrolled: **HB 1.**

Transmitted to the Senate: **HB 48, HB 53, HB 82, HB 100, HB 119, HB 166.**

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REPORTS OF STANDING COMMITTEES

HUMAN SERVICES (Wagoner, Chair):

1/20/2017

HB 24, introduced bill, be amended as follows:

1. Page 1, line 14 through line 15.

Following: "(1)"

Insert: "(a)"

Strike: "If a " on line 14 through "adviser" on line 15

Insert: "An employee of an entity engaged in transactions regulated under this chapter may take the following actions if the employee"

2. Page 1, line 16.

Following: "is being attempted"

Strike: ", " through "shall promptly"

Insert: ":

(i) an investment adviser, investment adviser representative, or salesperson may report the suspected exploitation to a qualified individual; and

(ii) a qualified individual may"

3. Page 1.

Following: line 17

Insert: "(b) In the absence of a qualified individual to whom suspected financial exploitation could be reported, an investment adviser, investment adviser representative, or salesperson may report the suspected exploitation directly to the commissioner."

4. Page 1, line 18.

Following: "individual"

Insert: ", "

Strike: "or"

Following: "adviser"

Insert: ", investment adviser representative, or salesperson"

5. Page 1, line 22.

Following: "individual"

Insert: ", "

Strike: "or"

6. Page 1, line 23.

Following: "adviser"

Insert: ", investment adviser representative, or salesperson"

7. Page 1, line 24.

Following: "individual"

Insert: ", "

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Strike: "or"

Following: "adviser"

Insert: ", investment adviser representative, or salesperson"

8. Page 1, line 25.

Strike: "previously designated by"

Insert: "closely connected to"

Following: "made to a"

Strike: "designated"

9. Page 1, line 27.

Following: "individual"

Insert: ", "

Strike: "or"

Following: "adviser"

Insert: ", investment adviser representative, or salesperson"

10. Page 7, line 21.

Strike: "an agent" through "or"

11. Page 14, line 8.

Strike: "an agent" through "or"

And, as amended, do pass. Report adopted.

HB 177, introduced bill, be amended as follows:

1. Title, page 1, line 4.

Strike: "ADDING"

Insert: "ALLOWING ADDITIONAL"

2. Title, page 1, line 5.

Strike: "CONJUGATE VACCINE"

Insert: "VACCINES"

3. Page 1, line 14.

Following: "pneumococcal"

Strike: "polysaccharide" through "vaccine"

Following: " ¹ "

Strike: "and"

Following: "tetanus"

Insert: ", "

And, as amended, do pass. Report adopted.

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STATE ADMINISTRATION (Mandeville, Chair):
HB 50, introduced bill, be amended as follows:

1/20/2017

1. Page 2, line 6.
Strike: "associated with"
Following: "subsection (1)"
Insert: "was received"

And, as amended, do pass. Report adopted.

HB 79, do pass. Report adopted.
HB 81, do pass. Report adopted.
HB 101, introduced bill, be amended as follows:

1. Title, page 1, line 15.
Strike: "EXCLUDING" through "LIMITATIONS;"
2. Page 2, line 23.
Following: "inactive"
Insert: "vested"
3. Page 12, line 27 through line 30.
Strike: subsection (4) in its entirety
4. Page 17, line 30 through page 18, line 1.
Strike: "A person" on page 17, line 30 through "(7)(a)(ii)." on page 18, line 1
5. Page 28, line 19 through line 22.
Strike: subsection (3) in its entirety
6. Page 34, line 13 through line 16.
Strike: "hold" on line 13 through "employer" on line 16
Insert: "request and the employer shall pay annually the amount determined to be necessary to provide adequate funding for the liabilities of the employer and to cover the cost of the actuarial valuation to determine those liabilities. This amount must be in addition to any other contributions required by the retirement act"
7. Page 34, line 19 through line 22.
Strike: "The schedule" on line 19 through "completed" on line 22
Insert: "Six years after the actuarial investigation is conducted, an employer making payments as provided in subsection (2) may request the board to review the employer's funding status relative to the annual payments. As a result of the review, the board may adjust the payments"

And, as amended, do pass. Report adopted.

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HB 103, do pass. Report adopted.

HB 136, introduced bill, be amended as follows:

1. Page 1, line 23.

Strike: "enacted by the legislature"

Insert: "that become effective"

And, as amended, do pass. Report adopted.

HB 162, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Following: "RECIPIENTS;"

Insert: "REVISING THE SCHOLARSHIP PROGRAM; AMENDING SECTION 10-2-118, MCA;"

2. Page 1.

Following: line 8

Insert: "Section 1. Section 10-2-118, MCA, is amended to read:

"10-2-118. State scholarship for eligible purple heart recipients. (1) There is a state scholarship program for eligible purple heart recipients. The board shall administer the program pursuant to this section.

(2) A person is eligible for the scholarship provided in subsection (3) if the person:

(a) is a recipient of the purple heart as verified by an authentic department of defense form 214 (DD 214) or other authentic military discharge form listing awards;

(b) is a resident of Montana; and

(c) has been enrolled for a full academic year as a full-time or part-time student at an accredited ~~state public~~ university, ~~or state public~~ vocational or technical school, ~~or tribal college~~ located in Montana either prior to or after military service, has maintained a grade point average of at least 2.0 on a 4.0 grade point scale, and has reenrolled to continue the student's higher education at ~~an accredited state university or state vocational or technical school~~ the educational institution.

(3) Each student who meets the criteria set forth in subsection (2) is eligible to receive a \$1,000 scholarship as provided in subsection (4).

(4) (a) The ~~state~~ educational institution in which the eligible student is enrolled shall verify the student's eligibility and apply to the board, on a form prescribed by the board, for the scholarship. Except as provided in subsection (5), upon receipt of the scholarship application, the board shall pay the scholarship money to the educational institution.

(b) The educational institution shall provide the scholarship money to the eligible student in the form of a voucher that the eligible student may apply toward the cost of tuition, books, transportation, or housing.

(5) The scholarship may be paid only to the extent that funding is available. Scholarship awards must be paid in the order that the applications are received by the board. An eligible purple heart recipient may receive one scholarship a year for each year the recipient meets the criteria established in subsection (2)."

Renumber: subsequent sections

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3. Page 1, line 10.

Strike: "\$50,000"

Insert: "\$49,000"

4. Page 1, line 11.

Strike: "for the biennium ending June 30, 2019,"

And, as amended, do pass. Report adopted.

HB 186, do pass. Report adopted.

HB 199, introduced bill, be amended as follows:

1. Page 1, line 19.

Following: "maintain"

Strike: "the"

Insert: "a"

2. Page 1, line 20.

Following: "balance"

Strike: "of"

Insert: "in"

Following: the first "the"

Insert: "campaign"

Strike: "as it was 120 days"

Insert: ", subject to subsection (3),"

3. Page 1, line 24.

Strike: "A newly elected legislator may maintain surplus funds in the campaign account, but"

Insert: "A senator may maintain up to \$1,000 in the campaign account. A representative may maintain up to \$500 in the campaign account.

(b) The legislator"

And, as amended, do pass. Report adopted.

HB 207, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/20/2017

SB 3, introduced by Kary

SB 16, introduced by L. Jones

SB 24, introduced by Welborn

SB 40, introduced by Sesso

SB 46, introduced by Vincent

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FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 289, introduced by T. Jacobson, referred to Business and Labor.

HB 290, introduced by T. Jacobson, referred to Business and Labor.

HB 292, introduced by K. Kelker, V. Court, A. Curtis, J. Fleming, D. Hayman, M. Ryan, referred to Appropriations.

HB 294, introduced by J. Price, referred to Appropriations.

HB 295, introduced by T. Jacobson, referred to Judiciary.

HB 296, introduced by D. Hayman, referred to State Administration.

HB 300, introduced by A. Hertz, F. Mandeville, referred to Local Government.

HB 301, introduced by J. Ellis, referred to Local Government.

HB 302, introduced by M. Funk, referred to Judiciary.

The following Senate bills were introduced, read first time, and referred to committees:

SB 3, introduced by D. Kary, referred to State Administration.

SB 16, introduced by L. Jones (by request of the State Administration and Veterans' Affairs Interim Committee), referred to State Administration.

SB 24, introduced by J. Welborn (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.

SB 46, introduced by C. Vincent (by request of the Department of Administration), referred to Natural Resources.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Bennett in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 223 - Representative Ehli moved consideration of **HB 223** be passed for the day. Motion carried.

HB 49 - Representative B. Brown moved **HB 49** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III,

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Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 104 - Representative Glimm moved **HB 104** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 88

Nays: Abbott, Berglee, Brodehl, Burnett, Essmann, Galloway, Galt, Greef, Hopkins, Rosendale, Skees, Zolnikov.
Total 12

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 107 - Representative Glimm moved **HB 107** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III,

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Knokey, C Knudsen, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 84

Nays: Abbott, Berglee, Brodehl, Court, Essmann, Flynn, Galt, Greef, A Hertz, Hopkins, Jones, Lavin, Lenz, Redfield, Rosendale, Skees.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 108 - Representative B. Smith moved **HB 108** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Beard, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Funk, Garner, Greef, Gunderson, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 65

Nays: Anderson, Ballance, Bartel, Berglee, Brodehl, Burnett, Cuffe, Doane, Essmann, Fitzgerald, Galloway, Galt, Glimm, Grubbs, Harris, A Hertz, Hopkins, Knokey, C Knudsen, Lenz, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb.

Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 156 - Representative Mandeville moved **HB 156** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Beard, Bennett, Bishop, B. Brown, Z. Brown, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala,

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Keane, Kelker, Kipp III, C Knudsen, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 73

Nays: Anderson, Ballance, Bartel, Berglee, Brodehl, Burnett, Cook, Court, Custer, Doane, Essmann, Galloway, Glimm, Grubbs, Hamilton, Holmlund, Jones, Knokey, Lenz, Manzella, Patelis, Regier, Ricci, Rosendale, Skees, Tschida, Woods.
Total 27

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 167 - Representative Trebas moved **HB 167** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webber, Welch, Windy Boy, Woods.
Total 52

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Fitzgerald, Flynn, Galt, Garner, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 48

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 172 - Representative Fitzgerald moved **HB 172** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane,

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Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 83

Nays: Bennett, Bishop, Dunwell, Eck, Flynn, Hamilton, Hayman, Karjala, Kelker, Lavin, Olsen, Peppers, Perry, Price, Smith, Woods.

Total 16

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 200 - Representative Fern moved **HB 200** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Skees, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 59

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Harris, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Shaw, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Bennett moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt,

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Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 48 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 53 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 82 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 89

Nays: Berglee, Doane, Garner, Holmlund, Hopkins, Jones, Patelis, Rosendale, Skees, Tschida, White.
Total 11

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 100 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 74

Nays: Ballance, Bartel, Beard, B. Brown, Cuffe, Ehli, Essmann, Flynn, Glimm, Harris, Hopkins, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, O'Hara, Redfield, Rosendale, Skees, Tschida, Vinton, Wagoner, Webb, White.
Total 26

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 119 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Brodehl, Burnett.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 166 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Representative Ehli moved to re-refer **HB 104** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 107** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 167** to the Appropriations Committee. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned names be **ADDED** as sponsors to **HB 241**
Motion carried.

HB 241 (A. Doane, Chief Sponsor)
Cook, Cuffe, and Ehli.

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 189**
Motion carried.

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HB 189 (D. Zolnikov, Chief Sponsor)
Woods.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, January 24, 2017.
Motion carried.

House adjourned at 2:15 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SEVENTEENTH LEGISLATIVE DAY**

Helena, Montana
January 24, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Greef. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Gunderson, excused. Quorum present.

Representative Windy Boy rose on a **Point of Personal Privilege** to request a moment of silence for the passing of his sister.

BILLS (Ricci, Chair):

1/24/2017

Correctly printed: **HB 49, HB 79, HB 81, HB 103, HB 104, HB 107, HB 108, HB 156, HB 167, HB 172, HB 186, HB 200, HB 207, HB 289, HB 290, HB 292, HB 294, HB 295, HB 296, HB 300, HB 301, HB 302.**

Correctly engrossed: **HB 24, HB 50, HB 101, HB 136, HB 162, HB 177, HB 199.**

Transmitted to the Senate: **HB 49, HB 108, HB 156, HB 172, HB 200.**

Signed by the Speaker at 3:00 p.m., January 24, 2017: **HB 1.**

Signed by the Chief Clerk of the House at 5:00 p.m., January 24, 2017: **HB 1.**

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair):

1/24/2017

SB 70, be concurred in. Report adopted.

EDUCATION (Berglee, Chair):

1/23/2017

SB 5, be concurred in. Report adopted.

JUDICIARY (Doane, Chair):

1/18/2017

HB 237, do pass. Report adopted.

NATURAL RESOURCES (White, Chair):

1/23/2017

HB 124, do pass. Report adopted.

HJR 3, be adopted. Report adopted.

TRANSPORTATION (Lavin, Chair):

1/23/2017

HB 92, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: "CONTRACTS;"

Insert: "LIMITING THE NUMBER OF PROJECTS AUTHORIZED; REQUIRING A REPORT; PROVIDING RULE MAKING AUTHORITY; AMENDING SECTIONS 18-2-501, 60-2-111, AND 60-2-112. MCA; AND PROVIDING A TERMINATION DATE."

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2. Page 1.

Following: line 9

Insert: "NEW SECTION. Section 1. Limit on projects -- reporting requirement. (1) The commission may award alternative project delivery contracts for no more than four projects by December 31, 2024.

(2) A project awarded but not completed by December 31, 2024, is authorized to proceed until final completion of the project.

(3) (a) The department shall provide an annual report to the governor and to the revenue and transportation committee, as provided for in 5-5-227. The report must contain a benefit analysis of alternative project delivery contracting in comparison to other contracting processes authorized in 60-2-111.

(b) The department shall report to the governor and the revenue and transportation interim committee upon request to provide information about alternative project delivery contracting."

Renumber: subsequent subsections

3. Page 2, line 24.

Following: "(4)"

Strike: "The"

Insert: "Subject to [section 1], the"

4. Page 4, line 3.

Following: "(7)"

Strike: "The"

Insert: "Subject to [section 1], the"

5. Page 4.

Following: line 5

Insert: "NEW SECTION. Section 5. Codification instruction. [Section 1] is intended to be codified as an integral part of Title 60, chapter 2, part 1, and the provisions of Title 60, chapter 2, part 1, apply to [section 1]."

"NEW SECTION. Section 6. Termination. [This act] terminates December 31, 2024." And, as amended, do pass. Report adopted.

HB 180, introduced bill, be amended as follows:

1. Page 1, line 16.

Strike: "or"

2. Page 1, line 17.

Strike: "."

Insert: "; or"

3. Page 1.

Following: line 17

Insert: "(d) a person authorized by the department of transportation, a local authority, utility

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company, or private contractor to be in the work zone."

And, as amended, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/23/2017

SB 33, introduced by Hoven

SB 41, introduced by Moore

SB 90, introduced by Swandal

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 298, introduced by E. Greef, referred to Education.

HB 299, introduced by G. Custer, referred to Transportation.

HB 303, introduced by K. Kelker, referred to Judiciary.

HB 304, introduced by R. Cook, R. Osmundson, referred to Appropriations.

HB 305, introduced by B. Harris, D. Bartel, B. Beard, R. Brodehl, B. Brown, F. Garner, C. Glimm, E. Greef, J. Knokey, D. Lenz, S. Staffanson, J. Trebas, S. Vinton, K. White, referred to Agriculture.

HB 306, introduced by B. Harris, D. Bartel, B. Beard, R. Brodehl, B. Brown, M. Cuffe, A. Doane, R. Ehli, K. Flynn, F. Garner, C. Glimm, E. Greef, A. Knudsen, D. Lenz, S. Staffanson, J. Trebas, K. White, referred to Judiciary.

HB 307, introduced by K. Kelker, referred to Appropriations.

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 7, introduced by E. Hill Smith, referred to Fish, Wildlife and Parks.

The following Senate bills were introduced, read first time, and referred to committees:

SB 28, introduced by C. Vincent (by request of the Water Policy Interim Committee), referred to Judiciary.

SB 33, introduced by B. Hoven (by request of the Department of Transportation), referred to Transportation.

SB 40, introduced by J. Sesso (by request of the Legislative Council), referred to Legislative Administration.

SB 41, introduced by F. Moore (by request of the Livestock Loss Board), referred to Agriculture.

SB 90, introduced by N. Swandal, referred to Judiciary.

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**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Beard in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 29 - Representative Fern moved **HB 29**, second reading copy, be amended as follows:

1. Title, page 1, line 7.

Strike: "1 ACRE"

Insert: "ONE-HALF ACRE"

2. Page 2, line 11.

Strike: "1 acre"

Insert: "one-half acre"

Amendment **not** adopted as follows:

Yeas: Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, G Hertz, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Schreiner, Staffanson, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 38

Nays: Abbott, Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 62

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 29 - Representative Essmann moved **HB 29** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Berglee, B. Brown, Burnett, Cook, Custer,

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Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 59

Nays: Bachmeier, Bennett, Bishop, Brodehl, Z. Brown, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, Knokey, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Schreiner, Skees, Stewart-Per, Swanson, Wagoner, Webber, Windy Boy, Woods.
Total 41

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 76 - Representative G. Hertz moved **HB 76** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 79 - Representative Curdy moved **HB 79** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B.

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Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Ballance, Cook, Gunderson, Harris, Hopkins, Mortensen, Rosendale, Staffanson, Wagoner.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 81 - Representative Curdy moved **HB 81** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Cuffe, Flynn, Harris, Hopkins, Mortensen, Olsen, Rosendale, White.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 103 - Representative Custer moved **HB 103** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop,

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Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Doane, Harris, Redfield, Rosendale, White.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 106 - Representative Jacobson moved **HB 106** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 77

Nays: Ballance, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Glimm, Lenz, Mandeville, Manzella, Mortensen, Noland, Patelis, Redfield, Rosendale, Skees, Staffanson, White, Zolnikov.

Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 128 - Representative Shaw moved **HB 128** do pass. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Bartel, Staffanson.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 186 - Representative Mandeville moved **HB 186** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Doane, Ehli, Essmann, Fern, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lavin, Loge, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fitzgerald, Fleming, Funk, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lenz, Lynch, McCarthy, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 194 - Representative Trebas moved **HB 194** do pass. Motion **failed** as follows:

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Yeas: Ballance, Berglee, Brodehl, B. Brown, Burnett, Doane, Galt, Glimm, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Hopkins, C Knudsen, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 37

Nays: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Greef, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Woods.

Total 63

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 207 - Representative Bennett moved **HB 207** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Rosendale.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 217 - Representative Brodehl moved **HB 217** do pass. Motion carried as follows:

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Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Abbott, Garner, Lavin, Peppers.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Beard moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Gunderson.

Total 1

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 49 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Gunderson.

Total 1

HB 108 passed as follows:

Yeas: Abbott, Bachmeier, Beard, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 68

Nays: Anderson, Ballance, Bartel, Berglee, Brodehl, Burnett, Cuffe, Doane, Galloway, Galt, Glimm, Grubbs, A Hertz, Hopkins, Knokey, C Knudsen, Lenz, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Tschida, Usher, Webb.

Total 31

Excused: None.

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Total 0

Absent or not voting: Gunderson.

Total 1

HB 156 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 79

Nays: Ballance, Brodehl, Burnett, Court, Cuffe, Doane, Galloway, Glimm, Hamilton, Holmlund, Knokey, Lenz, Manzella, Patelis, Regier, Ricci, Rosendale, Skees, Tschida, Zolnikov.

Total 20

Excused: None.

Total 0

Absent or not voting: Gunderson.

Total 1

HB 172 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 87

Nays: Bennett, Bishop, Dudik, Dunwell, Eck, Hayman, Karjala, Kelker, Olsen, Peppers, Price, Woods.

Total 12

Excused: None.

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Total 0

Absent or not voting: Gunderson.

Total 1

HB 200 passed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 55

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Harris, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 44

Excused: None.

Total 0

Absent or not voting: Gunderson.

Total 1

MOTIONS

Representative Ehli moved to re-refer **HB 217** to the Appropriations Committee.

Representative Brodehl objected and after discussion, withdrew his objection.

Representative Ehli moved **HB 217** be moved to the Appropriations Committee.

Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner,

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Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Essmann, Fern, Kipp III, Olsen, Rosendale, Tschida, Usher, Windy Boy.

Total 8

Excused: None.

Total 0

Absent or not voting: Cuffe, Gunderson.

Total 2

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House recess until 6:50 p.m., Tuesday, January 24, 2017. Motion carried.

House recessed at 2:38 p.m.

House reconvened at 6:50 p.m.

MOTIONS

Majority Leader Ehli moved that the House recess for the purpose of receiving The State of the State address from the Honorable Steve Bullock, Governor of the State of Montana. Upon adjournment of the Joint Session, the House will be adjourned until the hour of 1:00 p.m., Wednesday, January 25, 2017. Motion carried.

House reconvened at 6:50 p.m.

Sergeant-at-Arms Murfitt notified Speaker Knudsen the Honorable Senators of the State of Montana were awaiting entrance into the House Chamber.

Sergeant-at-Arms Murfitt admitted the Senate into the House Chamber.

Speaker Knudsen introduced Senate President Sales and yielded the chair to him.

Senate Majority Leader Thomas moved that the body resolve itself into a Joint Session for the purpose of receiving an address from the Honorable Steve Bullock, Governor of the State of Montana. Motion carried.

Senate Majority Leader Thomas moved that the President be authorized to appoint a committee of four to notify Governor Bullock that we are in joint session and ready to receive the State of

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the State address. Motion carried.

President Sales appointed Senator Wolken, Senator Webb and Representative Webber and Representative McKamey and discharged them to escort the Governor into the Chamber.

President Sales asked the members and guests to please rise for the Invocation by Father Marc Lenneman, the tribal prayer by Representative Stewart Peregoy and remain standing for the Posting of the Colors by the members of the Montana Air National Guard Color Guard and the singing of the National Anthem by Senior Airman Khristine Wiley.

Sergeant-at-Arms Spencer announced that Governor Bullock and the committee of four awaited entrance to the House Chamber.

President Sales directed Sergeant-at-Arms Spencer to please admit Governor Bullock into the House Chamber.

President Sales introduced to the audience and the people of Montana the Governor of the State of Montana, the Honorable Steve Bullock.

Governor Bullock made the following remarks:

Mr. President, Mr. Speaker, members of the 65th Legislature; Lieutenant Governor Cooney, judges of our highest court and representatives of our tribal nations; my cabinet and coworkers - both in the Governor's Office and throughout state government; my beloved family Lisa, Caroline, Alex and Cameron; and my fellow Montanans:

As we gather tonight, let us honor those serving Montana, near and far. The one hundred twenty-nine Montana National Guard airmen and soldiers serving our state and nation in some of the most dangerous areas around the world; the snowplow driver, keeping commerce flowing and communities connected; the Child Protective Services worker, out on a call right now. They and others deserve our thanks.

This is the third time I've been honored to stand before this body to give my State of the State address. It is a tradition as old as the state of Montana herself.

Much has happened since I first stood before you four years ago, brimming with hope and optimism. But, I have to be honest. Over time, my heart has hardened - to the blank stares, the snide remarks, the cold reception, the eye rolling. No, I'm not talking about this side of the chamber...I'm talking about the transformation of my children into teenagers.

In preparing for tonight's address, I read through speeches of Governors who served before me. It struck me that, no matter the moment in history, no matter the political party, we have shared values, immutable over time: a sense of pride in this state and its people, a trust in our ability to get things done, and a belief that if we band together, our state and her citizens will shine even brighter tomorrow than they do today.

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Let that history be our road map for this 65th Legislative session, and let us be guided by the shared values that are as important today as when they were first spoken. Values of:

- Being responsible with Montanans' money;
- Of making investments today so that future Montanans will have a stronger workforce, economy and state;
- Of recognizing we are the treasure state - and our natural beauty as well as our natural resources provide opportunity;
- Values of supporting our businesses;
- Of caring for those who need our help; and
- The bedrock value of working together to get things done.

It is the constancy of these values that have helped us reach this point in our history, and holding fast to them will fuel our success moving forward.

And we have incredible success to build upon.

My fellow Montanans, I stand before you pleased to report the state of our state is strong.

Montana's economy is solid - and growing.

- Today, more Montanans have jobs than ever before in our state's history. Thirty-six thousand new jobs have been created since I took office.
- Our unemployment rate has dropped to a near-historic low of four percent, and has held steady for over a year.
- We've grown our economy by \$1.6 billion and increased personal income for hardworking Montanans by over \$4 billion over the past four years.
- And household income growth has been increasing in Montana faster than any state in the nation.

Our economy is growing in part because it has never been as diverse as it is today. It is growing because we are investing in our students. And it is growing because we are supporting our businesses and our workers.

That's not to say there aren't challenges. Global commodity prices are down - a force that affects states across the West, no matter who is sitting in the governor's chair. There is uncertainty coming out of Washington, D.C. And the seeds of discontent are far too often finding their way into these halls.

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If each of us here tonight recognize that we are temporary stewards of the offices we hold; if we acknowledge the work we do isn't about wins and losses in this building, but instead about the impact upon our neighbors; and if we are willing to embrace the values that have framed this state for the last one hundred thirty years, then the challenges we face will be minimal compared to the opportunities within our reach.

Guided by the values that have propelled us through time, we can take on the difficult decisions in our budget, build on our strong economy, take care of our neighbors, and invest in our children.

I am certainly not the first governor to insist on fiscal discipline from this body. Ted Schwinden said it best thirty-four years ago, when he said:

"I will maintain an open mind - and a sense of humor - as we debate the differences; but I will not stand by and allow Montana's favorable fiscal standing to be nicked-and-dimed to death. I will insist that we maintain a 'Black Ink Cushion' - a reasonable and necessary ending fund balance. Montana's budget must not be stained by red ink."

I am hopeful, by our third session together, you now appreciate that my insistence on leaving a \$300-million-dollar ending fund balance isn't just whimsy. It's what Montanans expect. It is why, even in the face of declining commodity prices over these past two years, our bond ratings remain high...and you all got to stay home between sessions.

In 2013, you learned I will veto spending if you send me a budget that's in the red. In 2015, we crafted a budget together that worked for Montana, and that left money in the bank for rainy days.

I ask you to do that again.

And just as I insist you balance our budget and leave money in the bank, I will insist that our state agencies be as careful with the money they are given as Montana families are with their own. That's why, even before the Legislature came to town, we trimmed \$102 million dollars of spending. That's why, even after the Legislature leaves town, I will continue to challenge our agencies to be careful stewards of hard-working families' tax dollars.

And it is precisely because we must be thoughtful with our tax dollars that I am asking this Legislature to bring some fairness to balancing our budget.

It doesn't make sense to me that you have proposed to cut workers from our Child and Family Services Division - the people on the front lines of helping kids in harm's way; or that you would propose to slash the funding to community nursing homes, that care for those depending on our help.

It also doesn't make sense to me, or to most Montanans, that someone making \$9 dollars an hour pays the same tax rate as someone making \$250 dollars an hour - especially when the alternative is to cut vital services for our citizens. Increasing the top tax rate for any income over a half a million dollars, and other modest revenue proposals before you, are fair.

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I ask that you give them fair consideration - and then pass them.

I am also not the first Governor - and you are not the first legislature - to recognize that some of the most important investments we can make are those that will impact Montana long after our time in office.

From the earliest days of our state, when leaders were wise enough to issue bonds to construct the spectacular building we gather in tonight, to Governor Nutter reminding us that "roads are vital to our economy," to Governor Babcock proposing new buildings "on our campuses, at our state institutions and the soldiers' home in Columbia Falls."

I have no doubt that every member of this body recognizes the importance of investing in our infrastructure and in publicly-owned buildings. But Montanans need you to do more than recognize it.

They need you to vote for it.

We can celebrate the infrastructure investments we have made, despite the disappointments of last session. Over the past four years, the Department of Transportation has let four hundred forty-nine projects worth nearly \$1.2 billion dollars to improve our transportation infrastructure. Montana workers have fixed over three thousand miles of highways.

We have put people to work in seventy communities to deliver clean drinking water and upgrade sewage treatment plants. We've improved, repaired and replaced eighteen bridges, upgraded facilities in thirty-seven schools, constructed eighteen affordable housing projects, and helped fund buildings on six of our campuses - a total of over half a billion of infrastructure investments since 2013.

This is progress, but there is more we can do. I have proposed a \$292-million-dollar investment in our bridges, local roads, sewer and water systems, and schools.

This includes funding for the University System's top priority, Romney Hall. Montana State University is bursting at the seams and we need to help it meet the needs of its growing student body.

And as we reflect on history tonight, we must also commit to funding its preservation. It is irresponsible that Montana's best treasures are piled up in warehouses and a basement across the street. We have a rich, incredible history that we need to showcase for Montanans, and for the eleven million visitors to our state each year.

It's also long overdue that we build a veterans' home in Butte. We must do more than say we support our veterans. We must invest in and honor their service to our country.

These projects and more are in the Build Montana proposal being heard in committee right now. Passing it will create over one thousand nineteen hundred jobs, pump over \$83 million dollars in wages into our economy, and better position our businesses and communities for the

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future.

I recognize that some of you in this body are fixated on who gets credit.

I don't care who gets credit.

I - like most Montanans - care about results. So please, join me in undertaking the hard work of getting something to my desk that we can all agree upon.

Because when we fail to invest in infrastructure, we fail Montana. As Territorial Governor Thomas Francis Meagher exhorted in 1866:

"The broken state of the roads, no doubt, prevented the other returns from coming up in a reasonable time."

Let's not make that mistake this session. Let's instead craft a bipartisan infrastructure proposal, let's make sure we fund our state share of highway projects, and make these some of the first bills to reach my desk - not the last.

Just as the investments we make in infrastructure will benefit our state for generations to come, so too will investments in our kids. Republican Territorial Governor James Tufts said in 1868 that:

"Next in importance to liberty itself, the greatest blessing we can confer upon our children is education."

There is much we can be proud of when it comes to our work over the past four years:

- Graduation rates have reached an all-time high of eighty-six percent.
- We have raised expectations for our students when it comes to math, English, and science and they are rising to the challenge.
- In just the last year and a half, forty percent of all K-12 students have even better internet access at school than they did before, further opening frontiers of knowledge and wonder.
- And each semester this year, the Montana University System will enroll over 2,500 high school students in college courses for dual credit, saving Montana families almost \$5 million dollars in tuition payments.

We also have much to be pleased with when it comes to our wise investments in higher education.

- Since 2009, forty-six states have decreased their funding of higher education. In Montana we've increased funding, because we know that when we invest in our students, we

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are investing in our economy.

- We hear that our kids are our greatest export...yet the facts show that eighty percent of our resident students are now employed right here in Montana within a year of graduating, up from seventy-four percent in 2009.
- And now more than ever, our University System, state government, and the private sector are working together to produce graduates that have a world-class education and the skills and abilities our local businesses need to grow and expand.

Yet, there is more to do. There are investments we can't afford NOT to make. I am asking you to increase our state's investment in K-12 by \$30 million. We can also increase our support for special education by \$1.5 million. We can continue investments in preserving our Native languages, and support for Tribal Colleges. We can invest \$2 million dollars to further build out the internet connectivity in our schools, and that investment will be leveraged up to eight times over.

And, finally, finally it's time to follow the lead of forty-five other states that have done it already, and invest in publicly funded early childhood education.

My administration and local districts have made progress for our four year olds these past four years, in spite of - not as a result of - this body. Last year, more than six hundred-fifty children were able to access high quality preschool their parents otherwise might not have been able to afford. Those children now have a brighter future, because they will enter kindergarten ready and excited to learn.

The average cost of childcare in Montana for a four year old is \$7,900 dollars - in other words, more than college tuition at Montana State University or the University of Montana. A mom earning minimum wage could easily spend half of her income on childcare for just one kiddo.

Let's help those families. I have proposed a \$12 million preschool grant program to allow school districts, Head Start programs or high-quality private preschool providers to offer preschool for four year old kids at or below two hundred percent of the Federal Poverty Level.

Like the other forty-five states that have implemented state funding for preschool, we know this works. And if you think the research says otherwise, stop by my office and I will give you a stack of reports taller than a four year old to help in your education.

If you think this isn't a good investment, consider this: the single biggest indicator of whether someone will be in prison when they are eighteen years old is the size of their vocabulary when they are five.

To be clear, it costs us not to invest in kids. As Governor Babcock explained, "The best way to reduce the cost of public welfare is to make it possible for every person to obtain the kind of education which will permit him to be a productive and successful member of our society."

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Early childhood education is that kind of education, and our kids can no longer wait.

Another value that we have shared over time is supporting the growth of our businesses. As Governor Aronson said over sixty years ago:

"Both political party platforms favor new industry. It is our job to make Montana attractive."

Well, Montana is attractive. I doubt Governor Aronson could have foreseen the explosion in our manufacturing sector, or our outdoor recreation economy, or growth in our biosciences and high-tech industries.

This growth is driven by the Montana work ethic. By the fact that people want to live, work and raise families here. People love that Montana is one town with a long main street. They love that when you get off work at five o'clock in the summer, you have five more hours of daylight and hundreds of miles of trails and streams to play in. They love that we stop to haul strangers out of the ditch. That we look out for each other.

The biggest challenge facing our businesses isn't our tax climate - we have one of the best. The biggest challenge isn't government; we are effective and have been working directly with businesses these last four years. The biggest challenge Montana businesses face is growth itself.

Today, there are over six thousand five hundred listed job openings across our state. As I talk to employers, they consistently tell me that their greatest barrier to expansion is recruiting enough talented and trained workers.

And while we have made significant strides over the last four years, there is more we can do. First, I'm asking you to invest in businesses that are playing a role in training the workers we need. We've increased apprenticeships by almost thirty percent these past four years, but a greater need remains. I'm proposing that we give businesses a \$1,000-dollar tax credit for each apprentice they hire - helping the employers get the skilled workforce they need, and better paying workers as they advance their skill set. And, if the apprentice hired is a veteran, I'm asking you to provide a \$2,000-dollar tax credit.

Second, let's incentivize businesses to invest in equipment to help their growth and expansion. I'm asking you to increase the local tax abatement for new business equipment up to seventy-five percent for the first five years after purchasing the equipment. Doing so will make sure businesses aren't taxed before the new equipment adds to their bottom lines, and it won't be at the expense of existing local government services.

And finally, let's pass the Paycheck Transparency Act. Workers - and especially female workers - should not be penalized for their prior wage history or for asking if they are getting paid the same as coworkers.

It's one more step in ensuring that all Montanans earn a fair day's wage for a fair day's work.

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Another value that has been universally shared over the history of our state is the recognition that we are the Treasure State - and that means both our natural resources and the nature that is so important to all of us.

As Governor Anderson implored:

"Environmental protection and economic development [...] are not mutually exclusive," and "We will be the greatest fools in the history of Montana if we fail to provide for the preservation of our air, water and land."

Like our natural resources, our outdoor heritage is big business:

Outdoor recreation accounts for 64,000 jobs and \$6 billion dollars in consumer spending each year;

Three-fourths of resident deer hunters and eighty-five percent of resident elk hunters report that they hunt on publicly-owned lands; and

In 2015 alone, hunters and anglers spent an estimated \$1.25 billion dollars in Montana.

The economic impact and the value Montanans place on our outdoor economy cannot be taken for granted. We need to enhance these opportunities, not detract from them.

I'm asking you to lift the limitations you placed on the Habitat Montana program, so sportsman dollars can continue to create and preserve places for our families to hunt, fish and recreate.

And, let me be clear, again: do not send bills to my desk that even suggest or start down the path of transferring our public lands out of public hands.

Because that will not happen - not on my watch.

As we look to the years ahead, at the forefront of many people's minds is what Montana's energy future looks like.

We should all take pride in knowing we are responsibly using our state's energy resources to provide good-paying jobs, strengthening our communities and supporting local schools, all while safeguarding our quality of life - especially our clean air, clean water, and the tens of thousands of jobs that rely on them.

As a governor and as a dad, I have a responsibility to address climate change. We know climate change is happening because we experience it. And even if you have doubts, the financial markets are reacting, and our energy companies are planning around it.

You often hear a false choice - that we can either address climate change or continue to produce power from fossil fuels - but not both. I reject this choice.

We hold the largest coal reserves in the country, and Montana coal production has been higher under my Administration than any previous one in the last three decades. Though, change is on

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the horizon -- driven by historically low natural gas prices, regulatory concerns and changing consumer demands.

We also have some of the best wind and solar resources in the country. The first commercial-scale solar projects, as well as over four-hundred megawatts of additional wind power, will be under construction this year. These projects bring with them new jobs for Montanans and a diversified tax base for a number of rural counties.

As an exporter of energy, our energy path is partially dependent on choices and decisions made beyond our borders. That's why I'm directing members of my cabinet to travel to Western states to talk with our neighbors about the diversity of resources we have to serve their needs - let's add the value and create the jobs here, giving our neighbors more of the electricity that they want.

And I'm asking you to take a number of steps:

First, our cheapest and greenest source of energy is conservation - the energy we don't use. Making our homes and businesses more energy efficient puts people to work and lowers heating bills. Let's give our local governments the option to have property assessed clean energy, also known as PACE. We'll boost energy conservation, and give Montanans more power over their lives.

Second, if we want to move our energy future forward, we'll work together to improve our major facilities siting act. This suggestion came to me from community and business leaders through the Main Street Montana Project. Our limited ability to move our power out of state has hurt future prospects for energy development. Fixing our laws is an important step toward that future.

And finally, while we won't solve the issues related to coal burning and carbon alone, we can take steps and make investments today that can help shape a better future:

As many of you know, I have asked the U.S. Department of Energy to assess the Colstrip facilities for carbon capture opportunities. That work continues and I am committed to it.

XPrize has staked \$20 million dollars in prizes for the teams that figure out how to capture carbon and turn it into commercially useful products.

To complement this work, the Wyoming Legislature has funded a center to test advanced technologies and innovation relating to coal and carbon capture. I am asking that we get off the sidelines and join Wyoming's efforts, by committing \$3 million dollars and making it a joint project.

To chart our energy future, we need vision and commitment that is grounded in reality. But we must not be afraid of the fact that tomorrow's reality will undoubtedly look different than it does today.

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I ask you to join me in shaping our energy future by design.

Over the past century and a quarter, Montanans have also consistently recognized that government has a role in providing a hand up, and a path forward, for our friends and neighbors in need of our help. As Governor Judge said forty years ago:

"It has been said that the stature of a government can be measured best by the compassion for its people. If that is the case, Montana has earned the right to stand tall."

And, indeed, this body has provided many reasons for us to stand tall:

67,000 more Montanans - the majority of whom are working - now have regular and consistent access to health care. Not only saving lives, but saving our rural hospitals.

We have upped our commitment to the full spectrum of mental health services and finally invested in the full range of autism services.

And the rate of uninsured Montanans has plummeted from twenty percent in 2013 to only seven percent today.

The work we have done to make Montanans healthier - and safer - isn't limited to legislative action alone.

We created the Office of American Indian Health, to help address the fact our Native American neighbors have a life span, on average, twenty years less than non-natives.

We established the Governor's Council on Health Care Innovation, engaging industry leaders to come together in a sustained commitment to improve health outcomes and reduce costs in the healthcare system.

We've expanded mental health counseling and assistance to all National Guard members and their families, because one soldier lost to suicide is one too many. We've expanded some of those services to anyone who has ever worn a uniform for our country.

And - thanks in large part to the First Lady's dedication and commitment - forty-one thousand more young Montanans now get a healthy breakfast at school than when we first took office.

Even as we look to tighten the budget, we cannot forget that a healthy economy depends on the health of our citizens.

I ask that you continue funding the full spectrum of mental health services we provided last session, including those receiving services as a result of the HELP Act. Thousands more Montanans are now able to access the mental health care they need and deserve.

We must do all we can to protect our most vulnerable children, those at risk for abuse and neglect. Following the recommendations of the Protect Montana Kids Commission, I am

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requesting additional funding for our Child Protective Services Workers, as well as needed legislative reforms.

And while I'm so pleased that Montana leads the nation in many economic indicators, I cannot tolerate that Montana leads the nation in youth suicide. I am haunted by this statistic, and I imagine you are as well. I am proposing \$1 million to fund evidence-based pilot programs. We will take what we learn from these efforts to bring it to scale, to better keep our kids safe.

And at the other end of the spectrum, we must do more to help keep our seniors in their homes. This not only affords our legacy Montanans the dignity they deserve; it saves us money. Therefore, I am requesting you provide \$1.5 million in additional funding to our Area Agencies on the Aging, and fully fund the respite care program. Our seniors deserve it.

Fiscal responsibility. Education. Infrastructure. Job creation. Caring for others.

These are immutable values that stand the test of time. And at the core of them all is the bedrock value of working together to get things done.

Almost a century ago, in 1923, Governor Dixon implored the Legislature:

"The people were never more ready for a constructive program. They were never more impatient of petty partisan politics that cause delay. They are looking to the membership of this present body for real results, and will not be content with platitudinous explanations of failure in accomplishment. The old-time appeals to party prejudice no longer bring forth real response from the mass of our citizenship."

Seventy years later, Governor Racicot encouraged the same. He said:

"Let us each vow tonight quietly in our hearts to shun the tired old games and the worn old labels. Let us stress too, in our hearts and our words, not the small differences that might divide us at times. Instead, let us treasure the immense similarities that unite us."

Tonight, I am asking you to focus on the shared values that unite us, so we may move our state forward.

Because at the end of the day Montanans want many of the same things: good-paying jobs, safe communities, great schools, clean air, clean water and public lands to enjoy, and the promise that the next generation will have even greater opportunities than we have today.

That future is in our reach. But we must work together, and the time for games is over. We must engage in thoughtful, rational, and constructive dialogue with one another.

The differences we have, while amplified at times, are small compared to what unites us. We have challenges and opportunities in the weeks and months ahead, and decisions to make that will impact our state long after my tenure or yours.

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Let's face them head on. Montana.

For a kid raised just a few blocks from where we gather tonight, this place, its people, its purpose, built for me a world where the improbable was achievable. Every kid growing up in Montana deserves that same opportunity and feeling of promise.

And you can be assured that I will do everything in my power - in our power - to make that a reality for this generation and the generations after.

So I stand here to tell you, to assure you - unequivocally - that now more than ever, the State of our State is strong. We as Montanans are strong. And we will become even stronger if we work together.

Thank you, God bless you, God bless Montana, and God bless the United States of America.

President Sales thanked Governor Bullock for his State of the State Address.

President Sales directed the committee of four to escort Governor Bullock from the Joint Session and requested the members remain standing as the Sergeant-at-Arms escorted the official party and guests from the Chamber.

Senate Majority Leader Thomas moved that the Joint Session be adjourned. Motion carried.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
EIGHTEENTH LEGISLATIVE DAY**

Helena, Montana
January 25, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Z. Brown. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Windy Boy, excused. Quorum present.

BILLS (Ricci, Chair): 1/25/2017

Correctly printed: **HB 29, HB 76, HB 79, HB 81, HB 103, HB 106, HB 124, HB 128, HB 186, HB 207, HB 217, HB 237, HB 298, HB 299, HB 303, HB 304, HB 305, HB 306, HB 307, HJR 7, SB 5, SB 70.**

Correctly engrossed: **HB 92, HB 180.**

Transmitted to the Senate: **HB 29, HB 76, HB 79, HB 81, HB 103, HB 106, HB 128, HB 207.**

Delivered to the Governor for approval at 11:52 a.m., January 25, 2017: **HB 1.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair): 1/24/2017
HB 89, do pass. Report adopted.

FISH, WILDLIFE AND PARKS (Flynn, Chair): 1/24/2017
HB 214, do pass. Report adopted.
HB 240, do pass. Report adopted.
SB 84, be concurred in. Report adopted.

JUDICIARY (Doane, Chair): 1/25/2017
HB 202, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Strike: "REQUIRING"

Insert: "ALLOWING"

2. Title, page 1, line 6.

Strike: "THE OFFENSE OF PUBLIC OBSTRUCTION"

Insert: "A CIVIL PENALTY"

3. Title, page 1, line 8.

Following: "LEGISLATOR;"

Insert: "AND"

Following: "PENALTIES"

Strike: ";" through "MCA"

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4. Page 1, line 7.

Strike: "CERTAIN"

5. Page 1, line 11 through line 12.

Strike: "which" on line 11 through "matters" on line 12

Insert: "a matter"

Following: "concern;" on line 12

Insert: "and"

6. Page 1, line 13.

Strike: "reporting" through "matters"

Insert: "discussing a matter"

7. Page 1, line 18.

Strike: "Public obstruction"

Insert: "Obstruction of communication with legislator"

8. Page 1, line 19 through line 20.

Strike: "commits" on line 19 through "takes" on line 20

Insert: "may not intentionally take"

9. Page 1, line 21.

Strike: "possible misconduct, fraud, waste, abuse, or other matters"

Insert: "a matter"

10. Page 1, line 22 through line 23.

Strike: subsection (2) in its entirety

Insert: "(2)(a) A public employee injured by a violation of this section may bring a civil action in a court of competent jurisdiction against the person who intentionally impeded the public employee's communication with a legislator about a matter of public concern. Exhaustion of administrative remedies is not a prerequisite to filing an action under this section.

(b) A person who violates the provisions of this section is liable to the public employee for a civil penalty not to exceed \$5,000 for each violation plus damages, costs, and attorney fees.

(3) This section may not be construed to allow public disclosure of confidential information as that term is defined in 2-6-1002."

Renumber: subsequent subsections

11. Page 1, line 28.

Strike: "Duty"

Insert: "Ability"

12. Page 1, line 29.

Strike: "has an obligation to"

Insert: "may"

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13. Page 1, line 29.

Following: "body"

Insert: ", "

14. Page 1, line 30.

Strike: "or"

Following: "employer"

Insert: ", or legislator"

15. Page 2, line 11 through page 4, line 9.

Strike: sections 3 and 4 in their entirety

Insert: "NEW SECTION. **Section 3. Codification instruction.** (1) [Sections 1 and 2] are intended to be codified as an integral part of Title 2, chapter 2, and the provisions of Title 2, chapter 2, apply to [sections 1 and 2].

(2) [Sections 1 and 2] are intended to be codified as a new part in Title 2, chapter 2."

And, as amended, do pass. Report adopted.

HB 208, introduced bill, be amended as follows:

1. Title, page 1, line 6 through line 7.

Strike: the second "A" on line 6 through "PENALTY" on line 7

Insert: "FOR CIVIL LIABILITY AND REMEDIES"

2. Page 1, line 11.

Strike: "penalty"

Insert: "civil liability -- remedies -- statute of limitations"

3. Page 1, line 13.

Following: "who"

Insert: ", in good faith,"

4. Page 1, line 15.

Following: "individual"

Insert: ", in good faith,"

5. Page 1, line 22.

Strike: "or"

6. Page 1, line 23.

Following: "benefits"

Insert: "; or

(i) take another adverse personnel action"

7. Page 1, line 24 through line 25.

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Strike: "convicted" on line 24 through "both." on line 25

Insert: "who violates a provision of this section is liable in a civil action in a court of competent jurisdiction. Remedies for a violation may include:

- (a) reinstatement to a lost position;
 - (b) compensation for lost benefits, including service credit;
 - (c) compensation for lost wages;
 - (d) payment of reasonable attorney fees;
 - (e) payment of court costs;
 - (f) injunctive relief; and
 - (g) compensatory damages.
- (4) Exhaustion of administrative remedies is not a prerequisite to filing an action under this

section.

(5) A lawsuit alleging a violation of this section must be brought within 2 years of the alleged violation.

(6) The commissioner of political practices is not required or authorized to enforce this section."

And, as amended, do pass. Report adopted.

HB 277, do pass. Report adopted.

HB 278, do pass. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):
HJR 5, be adopted. Report adopted.

1/25/2017

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/24/2017

SB 10, introduced by Blasdel

SB 15, introduced by Cohenour

SB 53, introduced by L. Jones

SB 83, introduced by R. Webb

SB 85, introduced by Moe

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 308, introduced by C. Schreiner, referred to Taxation.

HB 309, introduced by M. Dunwell, M. Caferro, referred to Taxation.

HB 310, introduced by B. Usher, B. Grubbs, D. Kary, D. Loge, D. Mortensen, M. Regier, V. Ricci, S. Staffanson, J. Trebas, K. Wagoner, D. Zolnikov, referred to Taxation.

HB 311, introduced by R. Peppers, D. Bartel, C. Knudsen, J. Trebas, referred to Fish, Wildlife and

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Parks.

HB 312, introduced by R. Peppers, referred to Business and Labor.

HB 313, introduced by B. Usher, referred to Transportation.

HB 315, introduced by J. Essmann, referred to Fish, Wildlife and Parks.

HB 316, introduced by K. Holmlund, referred to Local Government.

HB 317, introduced by W. Sales, referred to Local Government.

HB 318, introduced by S. Lavin, referred to Fish, Wildlife and Parks.

The following Senate bills were introduced, read first time, and referred to committees:

SB 10, introduced by M. Blasdel (by request of the Revenue and Transportation Interim Committee), referred to Taxation.

SB 15, introduced by J. Cohenour (by request of the Education and Local Government Interim Committee), referred to Natural Resources.

SB 53, introduced by L. Jones (by request of the Legislative Finance Committee), referred to Taxation.

SB 83, introduced by R. Webb, referred to Human Services.

SB 85, introduced by M. Moe, referred to Taxation.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Hopkins in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 50 - Representative McKamey moved **HB 50** do pass. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Swanson, Webber, Windy Boy, Woods.

Total 47

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 53

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 101 - Representative McKamey moved **HB 101** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 84

Nays: Beard, Berglee, B. Brown, Burnett, Doane, Flynn, Galloway, Galt, Glimm, Jones, Lenz, Mortensen, Noland, Rosendale, Tschida, Zolnikov.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 136 - Representative Lenz moved **HB 136**, second reading copy, be amended as follows:

1. Title, page 1, line 6.

Strike: "SECTION"

Insert: "SECTIONS 19-8-502 AND"

2. Page 1.

Following: line 9

Insert: "Section 1. Section 19-8-502, MCA, is amended to read:

"19-8-502. Member's contribution. (1) (a) Each Subject to subsection (1)(b), each member's contribution is ~~10.56%~~ 11.00% of the member's compensation.

(b) The member's contribution must be reduced to 10.56% on July 1 following the board's receipt of an actuarial valuation if:

(i) the actuarial valuation determines that the period required to amortize the system's unfunded liabilities, including any benefit adjustments that will become effective after the valuation, is less than 25 years; and

(ii) reducing the member's contribution and terminating the employer's additional

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contribution pursuant to 19-8-504(3) would not cause the amortization period to exceed 25 years.

(2) Each employer, pursuant to section 414(h)(2) of the federal Internal Revenue Code of 1954, as amended and applicable on July 1, 1985, shall pick up and pay the contributions that would be payable by the member under subsection (1) for service rendered after June 30, 1985.

(3) The member's contributions picked up by the employer must be designated for all purposes of the retirement system as the member's contributions, except for the determination of a tax upon a distribution from the retirement system. These contributions must become part of the member's accumulated contributions but must be accounted for separately from those previously accumulated.

(4) The member's contributions picked up by the employer must be payable from the same source as is used to pay compensation to the member and must be included in the member's wages, as defined in 19-1-102, and the member's compensation as used to define the member's highest average compensation in 19-8-101. The employer shall deduct from the member's compensation an amount equal to the amount of the member's contributions picked up by the employer and remit the total of the contributions to the board."

Renumber: subsequent sections

Amendment adopted as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 54

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Greef, Hamilton, Hamlett, Hayman, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 136 - Representative Custer moved **HB 136** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs,

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Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 59

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Mandeville, Manzella, Mortensen, Noland, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 162 - Representative Peppers moved **HB 162** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 90

Nays: Ballance, Brodehl, B. Brown, Burnett, Glimm, Jones, Regier, Rosendale, Zolnikov.

Total 9

Excused: None.

Total 0

Absent or not voting: Hamilton.

Total 1

HB 177 - Representative Ellis moved **HB 177** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs,

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Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Ballance, B. Brown, Galt, G Hertz, Manzella, Skees.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 199 - Representative Fern moved **HB 199** do pass. Motion **failed** as follows:

Yeas: Anderson, Berglee, B. Brown, Z. Brown, Essmann, Fitzgerald, Galt, Lavin, Mandeville, Mortensen, Noland, Patelis, Regier, Rosendale, Staffanson, Trebas, Usher, Vinton, Webb, Zolnikov, Mr. Speaker.

Total 21

Nays: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Tschida, Wagoner, Webber, Welch, White, Windy Boy, Woods.

Total 79

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 223 - Representative Holmlund moved **HB 223**, second reading copy, be amended as follows:

1. Page 6, line 13.

Following: "determined."

Insert: "The title plant records do not have to be physically located in the county."

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Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 223 - Representative Custer moved **HB 223** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 63

Nays: Ballance, Berglee, Brodehl, B. Brown, Cuffe, Doane, Essmann, Flynn, Galt, Glimm, Harris, G Hertz, Holmlund, Hopkins, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 36

Excused: None.

Total 0

Absent or not voting: Knokey.

Total 1

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Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Hopkins moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Hopkins.
Total 1

Excused: None.
Total 0

Absent or not voting: Windy Boy.
Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 29 passed as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Berglee, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.
Total 64

Nays: Bachmeier, Bennett, Bishop, Brodehl, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, A Hertz, Hill-Smith, Karjala, Kelker, Kipp III, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Schreiner, Skees, Stewart-Per, Swanson, Woods.
Total 35

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Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

HB 76 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

HB 79 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Ballance, Gunderson, Harris, Hopkins, Manzella, Mortensen, Rosendale, Usher, Wagoner.

Total 9

Excused: None.

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Total 0

Absent or not voting: Windy Boy.

Total 1

HB 81 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Flynn, Harris, A Hertz, G Hertz, Hopkins, Mortensen, Olsen, Redfield, Rosendale, White.

Total 10

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

HB 103 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Doane, Harris, Redfield, Rosendale, White.

Total 5

Excused: None.

Total 0

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Absent or not voting: Windy Boy.
Total 1

HB 106 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webber, Welch, Woods, Mr. Speaker.
Total 71

Nays: Ballance, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Harris, Hopkins, Knokey, Lenz, Mandeville, Manzella, Mortensen, O'Hara, Redfield, Rosendale, Skees, Staffanson, Tschida, Webb, White, Zolnikov.
Total 28

Excused: None.
Total 0

Absent or not voting: Windy Boy.
Total 1

HB 128 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Excused: None.
Total 0

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Absent or not voting: Windy Boy.

Total 1

HB 186 failed as follows:

Yeas: Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 48

Nays: Abbott, Anderson, Bachmeier, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Lenz, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Woods.

Total 51

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

HB 207 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: G Hertz.

Total 1

Excused: None.

Total 0

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Absent or not voting: Windy Boy.

Total 1

MOTIONS

Representative Ehli moved to re-refer **HB 136** to the Appropriations Committee. Without objection, so ordered.

Representative Jacobson moved **HB 289** be moved from the Business and Labor Committee to the Fish, Wildlife and Parks Committee. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Thursday, January 26, 2017. Motion carried.

House adjourned at 1:36 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
NINETEENTH LEGISLATIVE DAY**

Helena, Montana
January 26, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Fitzgerald. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Sheldon-Galloway, excused. Quorum present.

BILLS (Ricci, Chair):

1/26/2017

Correctly printed: **HB 89, HB 101, HB 162, HB 177, HB 214, HB 240, HB 277, HB 278, HB 308, HB 309, HB 310, HB 311, HB 312, HB 313, HB 315, HB 316, HB 317, HB 318, HJR 5, SB 84.**

Correctly engrossed: **HB 136, HB 202, HB 208, HB 223.**

Transmitted to the Senate: **HB 89, HB 101, HB 162, HB 177.**

REPORTS OF STANDING COMMITTEES

EDUCATION (Berglee, Chair):

1/25/2017

HJR 1, do pass. Report adopted.

HB 185, introduced bill, be amended as follows:

1. Page 1, line 30 through page 2, line 1.

Strike: "no" on page 1, line 30 through "time" on page 2, line 1

2. Page 2, line 10.

Strike: "and"

Insert: ", "

3. Page 2, line 11.

Strike: "2.5"

Insert: "2.7, and contributing a minimum of 8 hours of community service each semester"

4. Page 2, line 13.

Strike: "\$50"

Insert: "\$75"

5. Page 2, line 17.

Following: "grants"

Insert: "based on:

(a) financial need; and

(b) recency of graduation from high school or completion of secondary education equivalency certification"

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6. Page 2, line 19.

Strike: "\$2 million"

Insert: "\$1"

And, as amended, do pass. Report adopted.

HB 190, do pass. Report adopted.

JUDICIARY (Doane, Chair):

1/25/2017

HB 231, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Following: "UNAUTHORIZED;"

Insert: "REMOVING THE REQUIREMENT TO POST NOTICE DENYING ENTRY ONTO PRIVATE LAND;"

2. Page 1, line 16.

Strike: "either"

3. Page 1, line 17 through line 18.

Following: the first "person" on line 17

Strike: "or" on line 17 through "land" on line 18

4. Page 1, line 21 through page 2, line 9.

Strike: subsections (2), (3), and (4) in their entirety

Renumber: subsequent subsections

5. Page 2, line 15 through line 16.

Following: "signs" on line 15

Strike: "that" on line 15 through "(3)" on line 16

6. Page 2, line 20.

Strike: "posting as provided in subsection (2) is not required and"

7. Page 2, line 22.

Following: "If a person"

Insert: "is asked to leave the property or"

Following: "property"

Insert: ", "

8. Page 2, line 23.

Following: "If the person"

Insert: "does not leave or"

9. Page 2, line 26.

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Strike: "(8)"

Insert: "(5)"

And, as amended, do pass. Report adopted.

TRANSPORTATION (Lavin, Chair):

1/25/2017

HB 152, do pass. Report adopted.

HB 196, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Strike: "SECTION"

Insert: "SECTIONS 15-1-122 AND"

2. Page 1, line 13.

Following: "fire districts"

Insert: ", fire service areas,"

3. Page 1, line 14.

Following: "fire district"

Insert: ", fire service area,"

4. Page 1, line 16.

Following: "fire district"

Insert: "or fire service area"

5. Page 1, line 17.

Following: "part 21"

Insert: "or 24"

6. Page 1, line 18.

Strike: "20"

Insert: "10"

Strike: "city or town"

Insert: "municipality"

7. Page 1, line 22 through line 23.

Strike: "20" on line 22

Insert: "10"

Strike: "city" on line 22 through "town" on line 23

Insert: "municipality"

8. Page 1, line 25.

Following: "fire district,"

Insert: "a fire service area,"

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9. Page 1, line 27 through line 28.

Strike: "calculate the amount" on line 27 through "disburse the amount" on line 28

Insert: "distribute money transferred into the special revenue account"

Following: "fire districts"

Insert: ", fire service areas,"

10. Page 1, line 29.

Strike: "in each region"

11. Page 2, line 1.

Following: "fire district"

Insert: "or fire service area"

12. Page 2, line 2.

Following: "district"

Insert: "or the fire service area"

13. Page 2, line 10.

Following: "fire districts"

Insert: ", fire service areas,"

14. Page 2, line 17 through line 19.

Strike: subsection (2) in its entirety

Insert: "(2) Each fiscal year, the amount provided in 15-1-122(3)(f) is transferred into the account from the state general fund."

15. Page 2.

Following: line 24

Insert: "**Section 3.** Section 15-1-122, MCA, is amended to read:

"15-1-122. (Bracketed language effective July 1, 2021) Fund transfers. (1) There is transferred from the state general fund to the adoption services account, provided for in 42-2-105, a base amount of \$59,209, and the amount of the transfer must be increased by 10% in each succeeding fiscal year.

(2) For fiscal years 2016 through 2019, there is transferred \$1.275 million on an annual basis from the state general fund to the research and commercialization state special revenue account provided for in 90-3-1002.

(3) For each fiscal year, there is transferred from the state general fund to the accounts, entities, or recipients indicated the following amounts:

(a) to the motor vehicle recycling and disposal program provided for in Title 75, chapter 10, part 5, 1.48% of the motor vehicle revenue deposited in the state general fund in each fiscal year. The amount of 9.48% of the allocation in each fiscal year must be used for the purpose of reimbursing the hired removal of abandoned vehicles. Any portion of the allocation not used for abandoned vehicle removal reimbursement must be used as provided in 75-10-532.

(b) to the noxious weed state special revenue account provided for in 80-7-816, 1.50% of the motor vehicle revenue deposited in the state general fund in each fiscal year;

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- (c) to the department of fish, wildlife, and parks:
 - (i) 0.46% of the motor vehicle revenue deposited in the state general fund, with the applicable percentage to be:
 - (A) used to:
 - (I) acquire and maintain pumpout equipment and other boat facilities, 4.8% in each fiscal year;
 - (II) administer and enforce the provisions of Title 23, chapter 2, part 5, 19.1% in each fiscal year;
 - (III) enforce the provisions of 23-2-804, 11.1% in each fiscal year; and
 - (IV) develop and implement a comprehensive program and to plan appropriate off-highway vehicle recreational use, 16.7% in each fiscal year; and
 - (B) deposited in the state special revenue fund established in 23-1-105 in an amount equal to 48.3% in each fiscal year;
 - (ii) 0.10% of the motor vehicle revenue deposited in the state general fund in each fiscal year, with 50% of the amount to be used for enforcing the purposes of Title 23, chapter 2, part 6, and 50% of the amount designated for use in the development, maintenance, and operation of snowmobile facilities; and
 - (iii) 0.16% of the motor vehicle revenue deposited in the state general fund in each fiscal year to be deposited in the motorboat account to be used as provided in 23-2-533;
 - (d) 0.81% of the motor vehicle revenue deposited in the state general fund in each fiscal year, with 24.55% to be deposited in the state veterans' cemetery account provided for in 10-2-603 and with 75.45% to be deposited in the veterans' services account provided for in 10-2-112(1); and
 - (e) to the search and rescue account provided for in 10-3-801, 0.04% of the motor vehicle revenue deposited in the state general fund in each fiscal year;
 - (f) to the volunteer emergency medical services special revenue account provided for in [section 2], 1.6% of the motor vehicle revenue deposited into the state general fund in each fiscal year.
- (4) The amount of \$200,000 is transferred from the state general fund to the livestock loss [reduction and] mitigation restricted state special revenue account provided for in 81-1-112 in each fiscal year.
- (5) For the purposes of this section, "motor vehicle revenue deposited in the state general fund" means revenue received from:
- (a) fees for issuing a motor vehicle title paid pursuant to 61-3-203;
 - (b) fees, fees in lieu of taxes, and taxes for vehicles, vessels, and snowmobiles registered or reregistered pursuant to 61-3-321 and 61-3-562;
 - (c) GVW fees for vehicles registered for licensing pursuant to Title 61, chapter 3, part 3; and
 - (d) all money collected pursuant to 15-1-504(3).
- (6) Except as provided in subsection (2), the amounts transferred from the general fund to the designated recipient must be appropriated as state special revenue in the general appropriations act for the designated purposes. (Bracketed language in subsection (4) effective July 1, 2021--sec. 8, Ch. 349, L. 2015.)"

Renumber: subsequent sections

16. Page 3, line 3.

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Strike: "\$217"

Insert: "\$219"

17. Page 3, line 4.

Strike: "\$87"

Insert: "\$89"

18. Page 3, line 5.

Strike: "\$28"

Insert: "\$30"

19. Page 3, line 16.

Strike: "\$22.75"

Insert: "\$24.75"

20. Page 3, line 18.

Strike: "\$282.50"

Insert: "\$284.50"

21. Page 3, line 19.

Strike: "\$224.25"

Insert: "\$226.25"

22. Page 3, line 20.

Strike: "\$132.50"

Insert: "\$134.50"

23. Page 3, line 21.

Strike: "\$97.50"

Insert: "\$99.50"

24. Page 3, line 24.

Strike: "\$237.50"

Insert: "\$239.50"

25. Page 6, line 15 through line 17.

Strike: subsection (21) in its entirety

Renumber: subsequent subsection

26. Page 6, line 28.

Following: "fire districts"

Insert: ", fire service areas,"

And, as amended, do pass. Report adopted.

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HB 205, introduced bill, be amended as follows:

1. Title, page 1, line 9 through line 10.

Strike: "PROVIDING" on line 9 through "MAINTENANCE;" on line 10

2. Title, line 10.

Strike: "10-3-1307,"

3. Title, page 1, line 12.

Strike: "23-1-105,"

4. Title, page 1, line 13.

Strike: "61-3-312,"

Following: "61-3-537,"

Insert: "AND"

Strike: "AND 61-6-158,"

5. Page 1, line 18 through page 2, line 10.

Strike: section 1 in its entirety

Renumber: subsequent sections

6. Page 17, line 26 through page 18, line 28.

Strike: section 20 in its entirety

Renumber: subsequent sections

7. Page 33, line 17 through page 34, line 10.

Strike: section 22 in its entirety

Renumber: subsequent sections

8. Page 34, line 16.

Following: "and"

Insert: "and"

Strike: ", and bicycles"

Strike: "(21)"

Insert: "(20)"

9. Page 34, line 24.

Following: "61-3-562."

Insert: "The additional fee will increase \$6 for every cent the gasoline tax in 15-70-403(1)(a) increases over 27 cents for each gallon of gasoline distributed by the distributor within the state."

10. Page 34, line 27.

Strike: "(16)"

Insert: "(15)"

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11. Page 35, line 1.

Strike: "(16)"

Insert: "(15)"

12. Page 35, line 5.

Strike: "(16)"

Insert: "(15)"

13. Page 35, line 21.

Strike: "(16)"

Insert: "(15)"

14. Page 35, line 26.

Strike: "(16)"

Insert: "(15)"

15. Page 35, line 30.

Strike: "(16)"

Insert: "(15)"

16. Page 36, line 7.

Strike: "(16)"

Insert: "(15)"

17. Page 36, line 21 through line 24.

Strike: subsection (13) in its entirety

Renumber: subsequent subsections

18. Page 36, line 25.

Strike: "(14)(b)"

Insert: "(13)(b)"

19. Page 37, line 3.

Strike: "(14)"

Insert: "(13)"

20. Page 37, line 4.

Strike: "(14)(a)"

Insert: "(13)(a)"

21. Page 37, line 22.

Strike: "(20)(b) or (20)(c)"

Insert: "(19)(b) or (19)(c)"

22. Page 38, line 1.

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Strike: "(20)(a)"

Insert: "(19)(a)"

23. Page 38, line 5.

Strike: "(20)(a)"

Insert: "(19)(a)"

24. Page 40, line 25 through page 41, line 4.

Strike: section 27 in its entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 241, do pass. Report adopted.

HB 267, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/25/2017

SB 32, introduced by K. Regier

SB 36, introduced by Ankney

SB 39, introduced by Richmond

SB 101, introduced by Richmond

Senate joint resolution passed and transmitted to the House for concurrence:

1/25/2017

SJR 2, introduced by Connell

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 320, introduced by M. Regier, referred to Judiciary.

HB 321, introduced by J. Bachmeier, referred to Judiciary.

HB 322, introduced by B. Smith, referred to State Administration.

HB 323, introduced by G. Pierson, J. Bachmeier, B. Beard, B. Bennett, M. Blasdel, E. Buttrey, M. Caferro, R. Cook, A. Curtis, K. Dudik, J. Essmann, J. Fleming, M. Funk, B. Grubbs, T. Jacobson, J. Karjala, C. Knudsen, M. Lang, A. Olszewski, R. Peppers, Z. Perry, A. Redfield, V. Ricci, D. Salomon, R. Shaw, S. Stewart-Peregoy, F. Thomas, referred to Human Services.

HB 324, introduced by B. Hamlett, B. Brown, P. Connell, A. Hertz, G. Hertz, T. Jacobson, J. Keane, M. Lang, J. Price, D. Salomon, B. Smith, S. Stewart-Peregoy, F. Thomas, B. Usher, C. Vincent, G. Vuckovich, K. White, referred to Fish, Wildlife and Parks.

HB 325, introduced by N. Ballance, referred to Agriculture.

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The following Senate bills were introduced, read first time, and referred to committees:

SB 32, introduced by K. Regier (by request of the Public Service Commission), referred to Energy, Technology, and Federal Relations.

SB 36, introduced by D. Ankney (by request of the Energy and Telecommunications Interim Committee), referred to Energy, Technology, and Federal Relations.

SB 39, introduced by T. Richmond (by request of the Department of Natural Resources and Conservation), referred to Local Government.

SB 101, introduced by T. Richmond, referred to Energy, Technology, and Federal Relations.

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJR 2, introduced by P. Connell (by request of the Energy and Telecommunications Interim Committee), referred to Energy, Technology, and Federal Relations.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Doane in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 24 - Representative Ehli moved **HB 24** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Ballance, Cook.

Total 2

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 92 - Representative Garner moved **HB 92** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 124 - Representative Stewart-Peregoy moved **HB 124** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Brodehl, Skees.

Total 2

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 165 - Representative G. Hertz moved **HB 165** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 180 - Representative B. Brown moved **HB 180**, second reading copy, be amended as follows:

1. Title, page 1, line 5.

Following: "DEFINITIONS;"

Insert: "AND"

2. Title, page 1, line 6.

Strike: "; AND AMENDING SECTION 61-8-715, MCA"

3. Page 1, line 21.

Strike: "61-8-715"

Insert: "61-8-711"

4. Page 2, line 3 through line 14.

Strike: section 2 in its entirety

Renumber: subsequent sections

Amendment adopted as follows:

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Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Ballance.

Total 1

Excused: None.

Total 0

Absent or not voting: Grubbs.

Total 1

HB 180 - Representative Loge moved **HB 180** do pass as amended. Motion carried as follows:

Yeas: Bachmeier, Bartel, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Custer, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Patelis, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Swanson, Trebas, Vinton, Welch, Woods.

Total 52

Nays: Abbott, Anderson, Ballance, Beard, Berglee, Brodehl, Burnett, Cuffe, Curtis, Doane, Dudik, Ehli, Flynn, Galt, Glimm, Greef, Harris, A Hertz, G Hertz, Hopkins, Jacobson, Jones, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Stewart-Per, Tschida, Usher, Wagoner, Webb, Webber, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 237 - Representative Ehli moved **HB 237** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Burnett.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 240 - Representative White moved **HB 240** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Mandeville.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 277 - Representative M. Regier moved **HB 277** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 75

Nays: Abbott, Bachmeier, Beard, Bishop, Curdy, Curtis, Dudik, Dunwell, Eck, Funk, Hopkins, Karjala, Keane, Kelker, Lynch, Morigeau, Olsen, Peppers, Pierson, Price, Schreiner, Webber, Windy Boy, Woods.
Total 24

Excused: None.
Total 0

Absent or not voting: Noland.
Total 1

HB 278 - Representative M. Regier moved **HB 278** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Burnett, Windy Boy.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HJR 5 - Representative McCarthy moved **HJR 5** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Hamilton moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Doane.

Total 1

Excused: None.

Total 0

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Absent or not voting: Galloway.

Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 89 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

HB 101 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 79

Nays: Beard, Berglee, B. Brown, Burnett, Cuffe, Doane, Flynn, Galt, Glimm, A Hertz, G Hertz, Jones, Lenz, Mortensen, Noland, Patelis, Redfield, Rosendale, Tschida, Zolnikov.

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Total 20

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

HB 162 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 90

Nays: Ballance, Bartel, Brodehl, B. Brown, Burnett, Glimm, Jones, Regier, Zolnikov.

Total 9

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

HB 177 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 89

Nays: Ballance, B. Brown, Cuffe, Galt, G Hertz, Manzella, O'Hara, Skees, Tschida, Zolnikov.

Total 10

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Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

MOTIONS

Representative Hamilton moved to change his vote on **HB 162** from Abstain to Yes. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 185**
Motion carried.

HB 185 (S. Morigeau, Chief Sponsor)
Bachmeier.

ANNOUNCEMENTS

Representative Essmann rose on a **Point of Personal Privilege** to report that he is a member of the Montana Bar and he only practices law before the Rules Committee.

Mr. Speaker spoke on a **Point of Personal Privilege** to extend an apology to Representative Essmann for not recognizing him as a member of the Montana Bar during discussion of **HB 165**.

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Friday, January 27, 2017.
Motion carried.

House adjourned at 2:43 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
TWENTIETH LEGISLATIVE DAY**

Helena, Montana
January 27, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Vinton.
Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (Ricci, Chair):

1/27/2017

Correctly printed: **HB 24, HB 92, HB 124, HB 152, HB 165, HB 190, HB 237, HB 240, HB 267, HB 277, HB 278, HB 320, HB 321, HB 322, HB 323, HB 324, HB 325, HR 1, HJR 5.**

Correctly engrossed: **HB 180, HB 185, HB 196, HB 205, HB 231, HB 241.**

Transmitted to the Senate: **HB 24, HB 92, HB 124, HB 165, HB 223, HB 237, HB 240, HB 277, HB 278, HJR 5.**

REPORTS OF STANDING COMMITTEES

FISH, WILDLIFE AND PARKS (Flynn, Chair):

1/26/2017

HB 183, do pass. Report adopted.

JUDICIARY (Doane, Chair):

1/27/2017

HB 129, introduced bill, be amended as follows:

1. Page 2, line 2.

Following: "(d)"

Insert: "with the intent to terrify, intimidate, threaten, or harass,"

2. Page 2, line 6.

Following: "whose"

Insert: "actual or perceived"

3. Page 2, line 8.

Following: "(iii)"

Insert: "has a reasonable expectation of privacy and"

4. Page 2, line 8.

Following: "creation"

Insert: "or distribution"

5. Page 2, line 8.

Following: "of the"

Insert: "image that was distributed or disseminated in the"

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6. Page 2, following line 9.

Insert: "(2)(a) Evidence that a person has sent a visual or print medium to another person using an electronic device as described in subsection (1)(d) does not, on its own, remove the person depicted's reasonable expectation of privacy.

(b) Nothing in subsection (1)(d) may be construed to impose liability on an interactive computer service, as defined in 47 U.S.C. 230(f)(2), for content provided by another person."

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

HB 230, do pass. Report adopted.

HB 246, do pass. Report adopted.

HB 247, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Following: "MATERIAL"

Insert: "OR ACTS"

2. Page 1, line 21.

Following: "material"

Insert: "or acts for the purpose of inducing or persuading a child to participate in any activity that is illegal"

And, as amended, do pass. Report adopted.

HB 251, introduced bill, be amended as follows:

1. Page 1, line 12.

Strike: "a handgun"

Insert: "a firearm or weapon as defined in 45-2-101"

2. Page 1, line 20.

Strike: "handgun"

Insert: "firearm"

3. Page 1, line 21.

Strike: "deadly"

Following: "weapon"

Insert: "as defined in 45-2-101"

And, as amended, do pass. Report adopted.

HB 258, do pass. Report adopted.

HB 262, do pass. Report adopted.

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RULES (Essmann, Chair):

1/26/2017

SJR 1, be amended as follows:

1. Page 6, line 15.

Strike: "THE SUBSTANCE OF"

2. Page 17, line 9 through line 10.

Strike: "CHAIR" on line 9 through "BILL" on line 10

Insert: "presiding officer of each house"

3. Page 17, line 12 through line 13.

Strike: "FIRST" on line 12 through "BILL" on line 13

Insert: "presiding officer of the originating chamber"

4. Page 17, line 13.

Strike: "appears on"

Insert: "is used in the preparation of"

5. Page 19, line 17.

Strike: "WITHIN 1 LEGISLATIVE DAY,"

6. Page 19, line 25 through page 20, line 4.

Strike: subsection (4) in its entirety

Insert: "(4) A bill that has passed both houses of the Legislature by the 90th day may be:

(a) enrolled;

(b) clerically corrected by the presiding officers, if necessary;

(c) signed by the presiding officers; and

(d) delivered to the Governor or, in the case of a bill proposing a referendum, to the Secretary of State, not later than 5 working days after the 90th legislative day."

And, as amended, be concurred in. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):

1/27/2017

HB 255, do pass. Report adopted.

TAXATION (Essmann, Chair):

1/27/2017

HB 112, do pass. Report adopted.

HB 175, introduced bill, be amended as follows:

1. Page 3, line 12.

Strike: "a spouse, parent, or child"

Insert: "an immediate family member"

2. Page 8, line 29.

Following: "member"

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Insert: "for the purposes allowed under the Family and Medical Leave Act of 1993, 29 U.S.C. 2601, et seq., and 29 CFR, part 825"

3. Page 9, line 3.

Following: line 2

Insert: "(9) "Immediate family member" means a parent, spouse, or child."

Renumber: subsequent subsections

4. Page 9, line 11.

Strike: "a spouse, parent, or child"

Insert: "an immediate family member"

5. Page 9, line 22.

Strike: "(2)(c)(ii)"

Insert: "(2)(a)(ii)"

6. Page 10, line 6.

Strike: "within the"

Insert: "who is an"

Following: "family"

Insert: "member"

7. Page 10, line 19.

Strike: "A spouse, child, or parent"

Insert: "An immediate family member"

And, as amended, do pass. Report adopted.

HB 209, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bill passed and transmitted to the House for concurrence:

1/27/2017

SB 131, introduced by Thomas

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 319, introduced by J. Essmann, referred to Local Government.

HB 326, introduced by J. Karjala, B. Brown, Z. Brown, R. Cook, A. Curtis, M. Dunwell, C. Knudsen, S. Morigeau, D. Mortensen, P. Webb, R. Webb, T. Welch, referred to Business and Labor.

HB 327, introduced by K. Dudik, J. Bachmeier, referred to Judiciary.

HB 328, introduced by R. Ehli, referred to Human Services.

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HB 330, introduced by K. Abbott, referred to Taxation.

HB 331, introduced by M. Regier, J. Essmann, W. Galt, K. Regier, T. Woods, referred to Taxation.

HB 332, introduced by K. Holmlund, referred to Judiciary.

HB 333, introduced by F. Garner, J. Hamilton, J. Karjala, A. Olszewski, referred to Human Services.

The following Senate bill was introduced, read first time, and referred to committee:

SB 131, introduced by F. Thomas, referred to State Administration.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 24 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Ballance.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 92 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen,

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Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 124 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Brodehl, Skees.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 165 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

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Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Skees, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 223 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Webber, Welch, Windy Boy, Woods.

Total 69

Nays: Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Doane, Flynn, Galloway, Galt, Glimm, A Hertz, Hopkins, Lavin, Lenz, Manzella, Mortensen, Noland, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 237 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan,

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Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Burnett.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 240 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Mandeville.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 277 passed as follows:

Yeas: Ballance, Bartel, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 59

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Nays: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lynch, McCarthy, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 278 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Burnett.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 5 adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr.

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Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Manzella in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 152 - Representative Welch moved **HB 152** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Hamilton, Smith.
Total 2

Excused: None.
Total 0

Absent or not voting: Anderson.
Total 1

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HB 190 - Representative Vinton moved **HB 190**, second reading copy, be amended as follows:

1. Page 3, line 4.

Strike: "\$50,000"

Insert: "\$1,500"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Bennett, Lynch, Stewart-Per.

Total 3

Excused: None.

Total 0

Absent or not voting: Manzella.

Total 1

HB 190 - Representative Fern moved **HB 190** do pass as amended. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 45

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 55

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 202 - Representative Wagoner moved **HB 202** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dunwell, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 63

Nays: Abbott, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 208 - Representative Bachmeier moved **HB 208**, second reading copy, be amended as follows:

1. Page 1, line 28.

Following: "JURISDICTION."

Insert: "(4)"

Following: "REMEDIES"

Insert: "available to an aggrieved individual"

Renumber: subsequent subsections

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G

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Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 208 - Representative Wagoner moved **HB 208** do pass as amended. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 76

Nays: Abbott, Bishop, Court, Curtis, Dudik, Eck, Ellis, Funk, Hamilton, Hayman, Karjala, Kelker, Kipp III, McConnell, Morigeau, Olsen, Peppers, Pierson, Price, Ryan, Stewart-Per, Swanson, Webber, Woods.

Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 214 - Representative B. Brown moved **HB 214** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell,

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Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Regier, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Berglee, G Hertz, C Knudsen, McKamey, Peppers, Redfield, Ricci, Rosendale.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 241 - Representative Doane moved **HB 241** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Tschida, White.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Dudik was excused at this time.

HB 267 - Representative Garner moved **HB 267** do pass. Motion carried as follows:

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Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webber, Welch, Windy Boy, Woods.

Total 60

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 1 - Representative Kelker moved **HJR 1** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 81

Nays: Ballance, Bartel, Brodehl, B. Brown, Burnett, Doane, Flynn, Galt, Harris, Holmlund, C Knudsen, Lavin, Mortensen, Rosendale, Skees, Tschida, Wagoner, White, Mr. Speaker.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 3 - Representative Z. Brown moved **HJR 3** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop,

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Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Harris.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 5 - Representative Vinton moved **SB 5** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Bartel, Brodehl, B. Brown, Harris, Regier, Skees.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 70 - Representative Schreiner moved **SB 70** be concurred in. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Z. Brown, A Hertz, G Hertz, Mortensen, Redfield, White.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Manzella moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 95

Nays: Bachmeier, Dunwell, Olsen.

Total 3

Excused: None.

Total 0

Absent or not voting: Dudik, Mr. Speaker.

Total 2

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MOTIONS

Representative Ehli moved to re-refer **HB 152** to the Appropriations Committee. Without objection, so ordered.

Representative Wagoner moved to change his vote on **HB 241** from No to Yes. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Monday, January 30, 2017. Motion carried.

House adjourned at 3:07 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
TWENTY-FIRST LEGISLATIVE DAY**

Helena, Montana
January 30, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Stewart-Peregoy. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Noland, excused. Quorum present.

BILLS (Ricci, Chair):

1/30/2017

Correctly printed: **HB 112, HB 152, HB 183, HB 202, HB 209, HB 214, HB 230, HB 241, HB 246, HB 255, HB 258, HB 262, HB 267, HB 319, HB 326, HB 327, HB 328, HB 330, HB 331, HB 332, HB 333, HJR 1, HJR 3, SB 5, SB 70, SB 131.**

Correctly engrossed: **HB 129, HB 175, HB 247, HB 251, HB 208, SJR 1.**

Transmitted to the Senate: **HB 202, HB 214, HB 241, HB 267, HB 1, HJR 3, SB 5, SB 70.**

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

1/30/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Friday, January 27, 2017:

Alli Wade, Helena
Audrey Barber, Helena
Brooke Willett, Bozeman
Sheridan Johnson, Conrad
Kaitlyn Koterba, Great Falls
Jake Wheeling, Townsend

and recommend that the following pages of the House be employed as of 1:00 p.m., Monday, January 30, 2017:

Kayne Bryant, Anaconda
Quinton Schauer, Conrad
Michael Hessler, Anaconda
Molly Miltko, Missoula
Michael McCollum, Laurel
Kane Hicks, Billings

Report Adopted.

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair):
HB 233, introduced bill, be amended as follows:

1/27/2017

1. Page 1, line 23.

Strike: "The term includes a biological product."

2. Page 3, line 20 through line 21.

Strike: subsection (5) in its entirety

And, as amended, do pass. Report adopted.

SB 13, be concurred in. Report adopted.

SB 56, be concurred in. Report adopted.

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair):
HB 22, introduced bill, be amended as follows:

1/27/2017

1. Title, page 1, line 6.

Strike: "AND THE GOVERNOR'S OFFICE"

2. Title, page 1, line 7.

Strike: "; APPROPRIATING MONEY FOR"

Insert: "THROUGH"

3. Title, page 1, line 10 through line 12.

Strike: "AND" on line 10 through "UNITS" on line 12

4. Page 2, line 14 through line 27.

Strike: subsection 1 in its entirety

Insert: "(1) There is appropriated from the general fund \$80,000 to the department of justice for the biennium beginning July 1, 2017, to participate in proceedings and related dockets before out-of-state utility or regulatory commissions that address planning for the future of coal-fired generation facilities located in Montana. The department shall represent Montana's investment in coal-fired generation facilities by advocating for proper decommissioning and remediation, opportunities for long-term power replacement investments in Montana, and recovery of appropriate social costs, including commitments to benefit and pension plans and workforce and community reinvestment opportunities."

5. Page 2, line 28.

Strike: "and the governor's office"

And, as amended, do pass. Report adopted.

HB 61, introduced bill, be amended as follows:

1. Title, page 1, line 8.

Following: "ROLES;"

Insert: "LIMITING PROVIDERS' LIABILITY;"

2. Title, page 1, line 22.

Following: "10-4-201,"

Insert: "10-4-204,"

3. Page 2, line 5.

Following: "providers"

Insert: ", including at least one wireless provider"

4. Page 5, line 14 through line 15.

Strike: subsection (3) in its entirety

5. Page 10.

Following: line 23

Insert: "NEW SECTION. Section 14. Limitation on liability. (1) Except as provided in subsection (2), a provider and its employees, directors, officers, and agents are not liable for death or injury to any person or for damage to property as a result of developing, adopting, establishing, participating in, implementing, maintaining, or carrying out duties involved in or related to a 9-1-1 system or to emergency communications or 9-1-1 calls, including but not limited to the identification of phone numbers, addresses, or names associated with a person involved in an emergency communication or 9-1-1 call.

(2) The immunity granted by subsection (1) does not extend to liability resulting from gross negligence, willful or wanton misconduct, or an intentional tort."

Renumber: subsequent sections

6. Page 11.

Following: line 14

Insert: "(2) "Access line" means a voice service of a provider of exchange access services, a wireless provider, or a provider of interconnected voice over IP service that has enabled and activated service for its subscriber to contact a public safety answering point via a 9-1-1 system by entering or dialing the digits 9-1-1. When the service has the capacity, as enabled and activated by a provider, to make more than one simultaneous outbound 9-1-1 call, then each separate simultaneous outbound call, voice channel, or other capacity constitutes a separate access line."

Renumber: subsequent subsections

7. Page 11, line 22.

Strike: "(2)(a)"

Insert: "(3)(a)"

8. Page 11, line 27 through line 28.

Strike: "the" on line 27 through "another" on line 28

Insert: "any form of communication requesting any type of emergency services by contacting a public safety answering point through a 9-1-1 system, including voice, nonvoice, or video communications, as well as transmission of any text message or analog digital data"

9. Page 12, line 16.

Strike: "~~(6)(a)~~"

Insert: "(7)(a)"

10. Page 12.

Following: line 19

Insert: "(8) 'Interconnected voice over IP service' means a service that:

(a) enables real-time, two-way voice communications;

(b) requires a broadband connection from a user's location;

(c) requires IP-compatible customer premises equipment; and

(d) permits users generally to receive calls that originate on the public switched telephone network and to terminate calls to the public switched telephone network.

(9) "IP" means internet protocol, or the method by which data are sent on the internet, or a communications protocol for computers connected to a network, especially the internet."

Renumber: subsequent subsections

11. Page 13, line 11.

Following: "company,"

Insert: "a wireless provider, a provider of interconnected voice over IP service, a provider of exchange access services,"

12. Page 13, line 12.

Strike: "telecommunications" through "services"

Insert: "access lines"

13. Page 13, line 26.

Strike: "receives" through "services"

Insert: "has an access line"

14. Page 14, line 30.

Strike: "service"

15. Page 15, line 1 through line 2.

Strike: "on the" on line 1 through "services" on line 2

16. Page 15, line 7.

Following: "line"

Strike: "or"

Insert: "on each"

17. Page 15, line 8 through line 9.

Strike: "on the" on line 8 through "services" on line 9

18. Page 15, line 11.

Strike: "exchange"

Insert: "an"

Strike: "services"

19. Page 15.

Following: line 15

Insert: "Section 18. Section 10-4-204, MCA, is amended to read:

"**10-4-204. Deadlines for filing returns.** (1) The provider collecting the fee under 10-4-201 must file a return with the department of revenue on or before the last day of the month following the end of each calendar quarter, reporting the amount of fee due on ~~exchange~~ access line services lines during the quarter. Returns are subject to the penalty for false swearing provided in 45-7-202.

(2) When a return of the fee is required, the provider required to make the return shall pay the fee due the department of revenue at the time fixed for filing the return.

(3) The provider shall pay the fee based on the net amount billed for the ~~exchange~~ access service line fee during the quarter.

(4) As used in this section, the "net amount billed for the ~~exchange~~ access service line fee" equals the gross amount billed for ~~such the~~ service, less adjustments for uncollectible accounts, refunds, incorrect billings, and other appropriate adjustments."

Renumber: subsequent sections

20. Page 22, line 5.

Following: "[Sections 1 through 5]"

Insert: " and [section 14]"

21. Page 22, line 7.

Following: "[sections 1 through 5]"

Insert: "and [section 14]"

22. Page 22, line 20.

Strike: "16, 20, and 22"

Insert: "18, 22, and 24"

And, as amended, do pass. Report adopted.

HB 193, do pass. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

1/27/2017

HB 71, introduced bill, be amended as follows:

1. Title, page 1, line 8.

Strike: "HEATH"

Insert: "HEALTH"

2. Page 1, line 26 through line 27.

Strike: subsection (a) in its entirety

Renumber: subsequent subsections

3. Page 2, line 3.

Strike: "and"

4. Page 2, line 4.

Following: "chapter 22"

Insert: ";

(g) an addiction counselor licensed under Title 37, chapter 35; and

(h) a marriage and family therapist licensed under Title 37, chapter 37"

5. Page 2, line 7.

Strike: "subsections (3)(b) and (3)(c)"

Insert: "subsection (3)(b)"

6. Page 2, line 22.

Following: "center;"

Insert: "and"

7. Page 3, line 3.

Insert: "(7) (a) A physician licensed pursuant to Title 37, chapter 3, who has responsibility for providing initial and primary care to patients, for maintaining the continuity of patient care, and for initiating referrals for specialist care may complete suicidality assessment, treatment, and management training as provided in this section.

(b) The board of medical examiners shall approve and make available training that satisfies the requirements listed in subsection (3)."

And, as amended, do pass. Report adopted.

JUDICIARY (Doane, Chair):

1/27/2017

HB 273, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

1/26/2017

SB 7, introduced by Connell

SB 11, introduced by Connell

Senate bill passed and transmitted to the House for concurrence:

1/27/2017

SB 127, introduced by Moe

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 329, introduced by T. Manzella, R. Ehli, B. Grubbs, G. Hertz, C. Knudsen, F. Mandeville, M. Noland, A. Redfield, V. Ricci, D. Skees, referred to Business and Labor.

HB 334, introduced by J. Knokey, F. Anderson, D. Ankney, N. Ballance, D. Bartel, B. Beard, S. Berglee, M. Blasdel, R. Brodehl, B. Brown, D. Brown, T. Burnett, E. Buttrey, M. Caferro, P. Connell, R. Cook, G. Custer, A. Doane, R. Ehli, J. Essmann, J. Fielder, R. Fitzgerald, S. Fitzpatrick, K. Flynn, W. Galt, F. Garner, T. Gauthier, C. Glimm, E. Greef, B. Grubbs, S. Gunderson, B. Hamlett,

B. Harris, A. Hertz, G. Hertz, S. Hinebauch, J. Hinkle, K. Holmlund, M. Hopkins, B. Hoven, T. Jacobson, D. Jones, L. Jones, D. Kary, B. Keenan, A. Knudsen, C. Knudsen, M. Lang, S. Lavin, D. Lenz, D. Loge, R. Lynch, F. Mandeville, T. Manzella, W. McKamey, D. Mortensen, J. O'Hara, A. Olszewski, R. Osmundson, J. Patelis, A. Redfield, K. Regier, M. Regier, V. Ricci, T. Richmond, A. Rosendale, M. Ryan, S. Sales, W. Sales, D. Salomon, R. Shaw, D. Skees, J. Small, C. Smith, N. Swandal, R. Tempel, F. Thomas, J. Trebas, B. Tschida, B. Usher, G. Vance, C. Vincent, S. Vinton, K. Wagoner, P. Webb, R. Webb, J. Welborn, T. Welch, K. White, J. Windy Boy, D. Zolnikov, referred to Appropriations.

HB 335, introduced by J. Trebas, S. Berglee, D. Brown, J. Hinkle, C. Knudsen, D. Mortensen, A. Rosendale, D. Skees, B. Usher, R. Webb, referred to Taxation.

HB 336, introduced by B. Hamlett, W. Curdy, J. Eck, T. Jacobson, C. Schreiner, R. Shaw, referred to Transportation.

HB 337, introduced by B. Hamlett, B. Brown, Z. Brown, P. Connell, J. Fielder, C. Glimm, J. Knokey, W. Sales, S. Stewart-Peregoy, C. Vincent, referred to Natural Resources.

HB 338, introduced by C. Knudsen, S. Berglee, Z. Brown, A. Doane, K. Flynn, W. Galt, B. Hoven, S. Lavin, T. Manzella, D. Mortensen, A. Redfield, W. Sales, B. Usher, referred to Agriculture.

HB 339, introduced by C. Glimm, B. Hamlett, referred to Natural Resources.

HB 340, introduced by D. Skees, F. Anderson, D. Bartel, S. Berglee, B. Brown, A. Doane, W. Galt, C. Glimm, S. Gunderson, B. Harris, S. Hinebauch, M. Hopkins, J. Knokey, C. Knudsen, D. Loge, T. Manzella, D. Mortensen, J. O'Hara, R. Osmundson, J. Patelis, A. Redfield, C. Smith, J. Trebas, B. Tschida, B. Usher, S. Vinton, K. Wagoner, P. Webb, R. Webb, K. White, referred to Judiciary.

HB 341, introduced by M. Dunwell, referred to State Administration.

HB 342, introduced by R. Fitzgerald, B. Beard, B. Brown, R. Cook, W. Curdy, A. Curtis, J. Fleming, E. Greef, B. Hoven, L. Jones, G. Kipp III, D. Lenz, T. Manzella, J. O'Hara, G. Pierson, J. Price, W. Sales, D. Salomon, D. Sands, R. Shaw, B. Smith, F. Smith, G. Vuckovich, referred to Judiciary.

The following Senate bills were read first time, and referred to committees:

SB 7, introduced by P. Connell, referred to Energy, Technology, and Federal Relations.

SB 11, introduced by P. Connell (by request of the Energy and Telecommunications Interim Committee), referred to Energy, Technology, and Federal Relations.

SB 127, introduced by M. Moe, referred to State Administration.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Skees in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 112 - Representative Fern moved **HB 112** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm,

Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: B. Brown, Doane, Manzella, Rosendale, Staffanson.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 183 - Representative Flynn moved **HB 183** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Court, Funk, Olsen, Price, Schreiner.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 185 - Representative Morigeau moved **HB 185** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Windy Boy, Woods, Zolnikov.

Total 59

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, Holmlund, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Staffanson, Tschida, Usher, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 209 - Representative Usher moved **HB 209** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 72

Nays: Abbott, Bachmeier, Bennett, Bishop, Curdy, Curtis, Dunwell, Eck, Fern, Fleming, Funk, Hamilton, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McConnell, Olsen, Peppers, Perry, Price, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 230 - Representative D. Jones moved **HB 230** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Galt, G Hertz, Keane, Lynch, Rosendale.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 231 - Representative Ehli moved consideration of **HB 231** be passed for the day. Motion carried.

HB 246 - Representative Brodehl moved **HB 246** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 255 - Representative Tschida moved **HB 255** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Karjala,

Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 41

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 258 - Representative Hill Smith moved **HB 258** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 82

Nays: Bartel, Berglee, Brodehl, Burnett, Doane, Galt, Garner, Glimm, Holmlund, Lavin, Lenz, Noland, Rosendale, Skees, Tschida, Usher, Vinton, White.
Total 18

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 262 - Representative Harris moved **HB 262** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 1 - Representative Schreiner moved **SJR 1**, second reading copy, be amended as follows:

1. Page 23, line 28 through page 24, line 7.

Strike: Section 60-05 in its entirety

Insert: "**60-05. Statute supersedes joint legislative rules.** The Legislature and members of the Legislature are subject to Montana statutory law."

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 60

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 1 - Representative Essmann moved **SJR 1** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price,

Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.
Total 40

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Skees moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 77

Nays: Bennett, Bishop, Court, Curdy, Dudik, Dunwell, Eck, Funk, Jacobson, Karjala, Keane, Lynch, McCarthy, McConnell, Peppers, Price, Schreiner, Smith, Stewart-Per, Swanson, Woods.
Total 21

Excused: None.
Total 0

Absent or not voting: Noland, Wagoner.
Total 2

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 180 failed as follows:

Yeas: Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Custer, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, Olsen, Perry, Ryan, Sales, Shaw, Smith, Woods.
Total 39

Nays: Abbott, Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Dudik, Ehli, Fitzgerald, Flynn, Funk, Galloway, Galt, Glimm, Gunderson, Harris, A

Hertz, G Hertz, Holmlund, Hopkins, Jones, Kelker, Lenz, Mandeville, Manzella, McKamey, Morigeau, Mortensen, O'Hara, Patelis, Peppers, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Schreiner, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: Curtis, Noland.

Total 2

HB 202 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dunwell, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 66

Nays: Abbott, Bennett, Bishop, Court, Curdy, Dudik, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Karjala, Keane, Kelker, Kipp III, Lynch, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 32

Excused: None.

Total 0

Absent or not voting: Curtis, Noland.

Total 2

HB 214 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Regier, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: G Hertz, McKamey, Peppers, Redfield, Ricci, Rosendale.
Total 6

Excused: None.
Total 0

Absent or not voting: Noland.
Total 1

HB 241 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Noland.
Total 1

HB 267 passed as follows:

Yeas: Abbott, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webber, Welch, Windy Boy, Woods.
Total 62

Nays: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Lavin, Lenz, Mandeville, Manzella, Mortensen, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 37

Excused: None.

Total 0

Absent or not voting: Noland.

Total 1

HJR 1 adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 77

Nays: Ballance, Bartel, Brodehl, B. Brown, Burnett, Doane, Flynn, Galt, Glimm, Harris, G Hertz, C Knudsen, Lavin, Manzella, Mortensen, O'Hara, Rosendale, Skees, Tschida, Wagoner, White, Mr. Speaker.

Total 22

Excused: None.

Total 0

Absent or not voting: Noland.

Total 1

HJR 3 adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Windy Boy.

Total 1

Excused: None.

Total 0

Absent or not voting: Noland.

Total 1

SB 5 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Brodehl, Harris, G Hertz, Regier, Rosendale, Skees, Wagoner, White.

Total 8

Excused: None.

Total 0

Absent or not voting: Noland.

Total 1

SB 70 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: Flynn, Harris, A Hertz, G Hertz, Lavin, Lynch, Mortensen, Redfield, Rosendale, Wagoner, White.

Total 11

Excused: None.

Total 0

Absent or not voting: Noland.

Total 1

MOTIONS

Representative Ehli moved to re-refer **HB 255** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 209** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 230** to the Appropriations Committee. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **REMOVED** as sponsor to **HB 280**. Motion carried.

HB 280 (R. Brodehl, Chief Sponsor)
Knokey.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, January 31, 2017. Motion carried.

House adjourned at 3:25 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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65TH LEGISLATURE
TWENTY-SECOND LEGISLATIVE DAY**

Helena, Montana
January 31, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Brodehl. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Hill-Smith, McCarthy, excused. Quorum present.

BILLS (Ricci, Chair): 1/31/2017

Correctly printed: **HB 112, HB 183, HB 185, HB 193, HB 209, HB 230, HB 246, HB 255, HB 258, HB 262, HB 273, HB 329, HB 334, HB 335, HB 336, HB 337, HB 338, HB 339, HB 340, HB 341, HB 342, SB 13, SB 56, SJR 1.**

Correctly engrossed: **HB 22, HB 61, HB 71, HB 223.**

Transmitted to the Senate: **HB 112, HB 183, HB 185, HB 208, HB 246, HB 258, HB 262, SJR 1.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair): 1/30/2017

HB 64, do pass. Report adopted.

HB 93, do pass. Report adopted.

HB 261, do pass. Report adopted.

EDUCATION (Berglee, Chair): 1/30/2017

HB 232, do pass. Report adopted.

NATURAL RESOURCES (White, Chair): 1/30/2017

HB 140, introduced bill, be amended as follows:

1. Page 1, line 21.

Following: "affected"

Insert: "or at least 15% of the flow rate of the water rights affected"

And, as amended, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 2/27/2017

SB 89, introduced by Vance

SB 103, introduced by L. Jones

The following House bills were introduced, read first time, and referred to committees:

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HB 343, introduced by D. Zolnikov, referred to Taxation.

HB 344, introduced by G. Custer, referred to Natural Resources.

HB 345, introduced by G. Custer, referred to Agriculture.

HB 346, introduced by W. Curdy, D. Barrett, referred to Business and Labor.

HB 347, introduced by D. Jones, A. Hertz, J. Knokey, W. McKamey, referred to Business and Labor.

HB 348, introduced by P. Webb, referred to Judiciary.

HB 349, introduced by P. Webb, referred to Judiciary.

HB 350, introduced by P. Webb, referred to Judiciary.

HB 351, introduced by K. Dudik, referred to Judiciary.

HB 352, introduced by G. Hertz, K. Wagoner, referred to Agriculture.

The following Senate bills were, read first time, and referred to committees:

SB 89, introduced by G. Vance, referred to Business and Labor.

SB 103, introduced by L. Jones, referred to Education.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Lenz in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 129 - Representative Ehli moved to place **HB 129** at the bottom of the second reading board. Motion carried.

HB 231 - Representative Ehli moved to place **HB 231** at the bottom of the second reading board. Motion carried.

HB 175 - Representative Hamilton moved **HB 175** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker

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Total 98

Nays: Noland, Rosendale.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 193 - Representative Woods moved **HB 193** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Grubbs, Gunderson, Hamilton, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Kelker, C Knudsen, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Rosendale, Ryan, Sales, Schreiner, Skees, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Vinton, Webber, Welch, Woods, Zolnikov.

Total 67

Nays: Anderson, Berglee, Brodehl, B. Brown, Cook, Cuffe, Custer, Doane, Galt, Garner, Glimm, Greef, Hamlett, Harris, Holmlund, Jones, Keane, Knokey, Lavin, Lenz, Loge, McKamey, Noland, Redfield, Ricci, Shaw, Trebas, Wagoner, Webb, White, Windy Boy, Mr. Speaker.

Total 32

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 196 - Representative Beard moved **HB 196** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bartel, Beard, Bennett, Court, Cuffe, Curdy, Doane, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lenz, Loge, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Trebas, Webb, Webber, Windy Boy, Woods.

Total 56

Nays: Anderson, Ballance, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Curtis, Custer, Ehli, Essmann, Flynn, Galt, Garner, Glimm, Harris, A Hertz, G Hertz, Jones,

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Knokey, C Knudsen, Lavin, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, Patelis, Regier, Rosendale, Skees, Staffanson, Swanson, Tschida, Usher, Vinton, Wagoner, Welch, White, Zolnikov, Mr. Speaker.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 205 - Representative Redfield moved **HB 205**, second reading copy, be amended as follows:

1. Page 34, line 23.

Strike: "\$300"

Insert: "\$180"

Strike: "\$150"

Insert: "\$90"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 76

Nays: Ballance, B. Brown, Cook, Doane, Galloway, Galt, Glimm, Hayman, G Hertz, Lavin, Loge, Mortensen, Noland, Patelis, Regier, Ricci, Rosendale, Ryan, Staffanson, Tschida, Vinton, Webb, White, Zolnikov.

Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 205 - Representative Redfield moved **HB 205** do pass as amended. Motion carried as follows:

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Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Windy Boy, Mr. Speaker.

Total 67

Nays: Abbott, Bachmeier, Bennett, Bishop, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hayman, Karjala, Kelker, Kipp III, Lynch, Mandeville, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Peppers, Price, Schreiner, Stewart-Per, Swanson, Webber, White, Woods, Zolnikov.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 233 - Representative Ehli moved **HB 233** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Lynch, White.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 247 - Representative Dudik moved **HB 247** do pass. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 251 - Representative Wagoner moved **HB 251** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 67

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hayman, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 33

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 273 - Representative Usher moved **HB 273** do pass. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 13 - Representative Anderson moved **SB 13** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Hopkins, Mortensen, Redfield, Usher.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 129 - Representative Hill Smith moved **HB 129** do pass. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 231 - Representative C. Knudsen moved **HB 231**, second reading copy, be amended as follows:

1. Title, page 1, line 7 through line 8.

Strike: "REMOVING" on line 7 through "LAND;" on line 8

2. Page 2, line 10.

Following: line 10

Insert: "(2) To provide for effective posting of private land through which the public has no right-of-way, the notice provided for in subsection (1) must satisfy the following requirements:

(a) notice must be placed on a post, structure, or natural object by marking it with written notice or with not less than 50 square inches of fluorescent orange paint, except that when metal fenceposts are used, the entire post must be painted; and

(b) the notice described in subsection (2)(a) must be placed at each outer gate and normal point of access to the property, including both sides of a water body crossing the property wherever the water body intersects an outer boundary line.

(3) To provide for effective posting of private land through which or along which the public has an unfenced right-of-way by means of a public road, a landowner shall:

(a) place a conspicuous sign no closer than 30 feet of the centerline of the roadway where it enters the private land, stating words substantially similar to "PRIVATE PROPERTY, NO TRESPASSING OFF ROAD NEXT ____ MILES"; or

(b) place notice, as described in subsection (2)(a), no closer than 30 feet of the centerline of the roadway at regular intervals of not less than one-fourth mile along the roadway

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where it borders unfenced private land, except that orange markings may not be placed on posts where the public roadway enters the private land.

(4) If property has been posted in substantial compliance with subsection (2) or (3), it is considered closed to public access unless explicit permission to enter is given by the landowner or the landowner's authorized agent."

Renumber: subsequent subsections

3. Page 2, line 27.

Strike: "(5)"

Insert: "(8)"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods.

Total 90

Nays: Berglee, B. Brown, Galt, Harris, G Hertz, Noland, Staffanson, White, Zolnikov, Mr. Speaker.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 231 - Representative P. Webb moved **HB 231**, second reading copy, be amended as follows:

1. Page 1, line 20.

Following: "revoked"

Insert: "as provided in subsection (5)(a)"

2. Page 1, line 21.

Following: "70-24-103"

Insert: "and must be immediately removed from the premises"

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3. Page 2, line 21.

Following: "(5)"

Strike: "(a)"

4. Page 2, line 21.

Strike: "residential"

Insert: "for rent or lease or has a valid rental agreement, as defined in 70-24-103 or 70-33-103, posting as provided in subsection (2) is not required and"

5. Page 2, line 22.

Strike: "property owner" on line 22 through "person" on line 23

Insert: "landlord or tenant, as defined in 70-24-103 or 70-33-103"

6. Page 2, line 23.

Strike: "lawful access"

Insert: "a valid rental agreement"

7. Page 2, line 24.

Following: "permission"

Insert: "or a valid rental agreement"

8. Page 2, line 24.

Following: "from the"

Strike: "property owner or authorized person"

Insert: "landlord"

9. Page 2, line 25.

Following: "permission"

Insert: "or a valid rental agreement"

10. Page 2, line 25.

Following: "unlawful"

Insert: "and the person becomes an unauthorized person as defined in 70-24-103 and must be removed from the premises immediately"

11. Page 2, line 25 through line 27.

Strike: "If the" on line 25 through line 27 in its entirety

Amendment adopted as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier,

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Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 74

Nays: Abbott, Bachmeier, Bennett, Z. Brown, Court, Curtis, Dudik, Dunwell, Eck, Fleming, Flynn, Funk, Hamilton, Hayman, G Hertz, Karjala, Kelker, McCarthy, McConnell, Morigeau, Olsen, Peppers, Price, Schreiner, Swanson, Woods.
Total 26

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 231 - Representative P. Webb moved **HB 231** do pass as amended. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 63

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 37

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Lenz moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G

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Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Lenz.

Total 1

Excused: None.

Total 0

Absent or not voting: McCarthy.

Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 112 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: B. Brown, Doane, Manzella.

Total 3

Excused: None.

Total 0

Absent or not voting: McCarthy.

Total 1

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HB 183 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Court, Funk, Olsen, Price, Schreiner.
Total 5

Excused: None.
Total 0

Absent or not voting: McCarthy.
Total 1

HB 185 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lynch, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods, Zolnikov.
Total 62

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, Holmlund, Jones, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Staffanson, Tschida, Usher, Wagoner, Webb, White, Mr. Speaker.
Total 37

Excused: None.
Total 0

Absent or not voting: McCarthy.
Total 1

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HB 208 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr.

Speaker.

Total 74

Nays: Abbott, Bishop, Court, Curtis, Dudik, Eck, Ellis, Fleming, Funk, Hayman, Karjala, Keane, Kelker, Lynch, McConnell, Morigeau, Olsen, Pierson, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Woods.

Total 25

Excused: None.

Total 0

Absent or not voting: McCarthy.

Total 1

HB 246 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: McCarthy.

Total 1

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HB 258 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 78

Nays: Bartel, Brodehl, Burnett, Cuffe, Doane, Flynn, Galt, Garner, Glimm, Holmlund, Lavin, Lenz, Noland, Regier, Rosendale, Shaw, Skees, Tschida, Usher, Vinton, White.
Total 21

Excused: None.
Total 0

Absent or not voting: McCarthy.
Total 1

HB 262 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods.
Total 39

Excused: None.
Total 0

Absent or not voting: McCarthy.
Total 1

SJR 1 concurred in as follows:

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Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 62

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.
Total 37

Excused: None.
Total 0

Absent or not voting: McCarthy.
Total 1

MOTIONS

Representative Ehli moved **HB 334** be moved from the Appropriations Committee to the Human Services Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 175** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 196** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 205** to the Appropriations Committee. Without objection, so ordered.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Wednesday, February 1, 2017. Motion carried.

House adjourned at 2:23 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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65TH LEGISLATURE
TWENTY-THIRD LEGISLATIVE DAY**

Helena, Montana
February 1, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Windy Boy. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

SPECIAL ORDERS OF THE DAY

Speaker Knudsen moved that the House revert to Order of Business #11, Special Orders Of The Day, for the purpose of receiving The State of Tribal Nations Address by the Honorable Chairman of The Confederated Salish and Kootenai Tribe. Motion carried.

Majority Leader Ehli moved that Speaker Knudsen be authorized to appoint two committee members to escort Chairman Vernon Finley into the House Chamber. Motion carried.

Speaker Knudsen appointed Representative Peppers and Representative Doane. The Committee was discharged.

Sergeant-at-Arms Murfitt notified Speaker Knudsen that the Confederated Salish and Kootenai Chairman, Vernon Finley was awaiting entrance into the House Chamber.

The Committee escorted Chairman Finley into the Chamber.

Speaker Knudsen introduced the Honorable Vernon Finley of the Confederated Salish and Kootenai Tribe.

I want to say thank you to everyone for this honor today. I am very happy to be here in front of you today, in this place called *ka+i+qan+umak?*, which is what the Kootenai's called this area many years before settlement for thousands of generations. It was called that because of the many groves of cottonwood trees that were in this area prior to settlement. Thank you Mr. Speaker, thank you to all the distinguished Representatives and Senators from Montana, thank you Governor for being present. I have with us a lot of the representatives from my reservation, I want to thank you for taking the time to come over here today. This week we have the Rocky Mountain Tribal Leaders Council meetings, and last night we went to dinner, and we went to the restaurant and we were waiting to be seated, and the hostess came and took our name, and one of the representatives told her to put it under the name "Warr" with two "R"s. And so we waited our turn, and then when it was our time to be seated, they said "war party of ten." Now the good part was seeing the look on everybody else's faces when the Indians got up and walked back. Thank you Mike Jetty from OPI for that joke.

Montana has always been a place where people have come together; we have been a place of opposites. My grandmother used to tell me "you see those opposites? They're married. And if you

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see one and you don't see the other one it is because you are not looking." Montana has the Montana Free Men, Church Universal and Triumphant, the Unibomber. But it also has Jeannette Rankin -- a lot of the opposites are here and have always come together to create a really good history for this state. Prior to the State of Montana becoming Montana, for thousands of generations, our ancestors lived in this area. And throughout all of those generations, the people received a lot of help -- a lot of spiritual help, a lot of physical help, sustenance, from the earth itself. Thank you, Representative Windy Boy for that beautiful invocation in song, it helped an awful lot to refocus here a little bit. I'll tell you a little story. There was a gentleman, during a period of time of great epidemics that were devastating the people, and a man went to ask for help, and he went to do his asking and his prayers down next to the water, and near the water was a stand of cattails, and a breeze came, and started blowing, and the cattails were brushing against one another, and that sound was there, and as he sat there and listened to that sound of the cattails brushing against one another-- a song came from that. He started to hear a song, a beautiful song, and as he listened to it, and that song came into him, and the cattails told him that you sing this song and you do these things, and it will help your people to restore their health. And so that's what he did. He went back and he became a Healer for the people during a time of epidemics. But prior to that, for thousands of generations, the people practiced the same way. They received songs, they received guidance, they received help from the world around them. And for a thousand generations, when that happens, a certain worldview comes about, where you come to understand and to recognize that you as a human being are the youngest of all of creation, and everything else that was created before you is to be respected and can be there to help you, and it has songs, and it has personality, and there is no such thing as an inanimate object. I tell you these things not to try to convert you, but to help you to understand a little bit about the worldview prior to contact. When those practices took place for thousands of generations, the worldview that came out of it was people who carried themselves on the earth always knowing that you're never alone; you're never alone in your thoughts, in where you're at, there's always someone listening, listening to your words, watching your actions, listening to your thoughts...And that's the way that they carried themselves on this earth. So, when you contrast that to the present day way of viewing things, you see a sharp contrast. In between that time and now there have been many, many things that have happened in our history, in our actions, in our inter-cultural interactions that have changed a lot. There are many among us who are tribal members, who have adjusted quite well to Western Society, who have forgotten the language, who have forgotten the cultural ways, but have done quite well. I remember in High School I had this friend who went away to a summer camp for six weeks in the summer. He went to Texas, and when he came back after six weeks he had a southern drawl. Some people adapt quite easily and quite well. Other folks, not so much. When you try to become something you are not it produces a lot of issues. And we have seen those issues devastate our people for many generations. And it wasn't until the realization of the cultural revival period in the late '60s and early '70s, that the tribal governments themselves came to realize how healing it was to restore the culture, how healing it was to help people find a place where "yes, I know in my heart this is where I belong, this is where I live, this, this fits." And with that realization came a healing of a lot of social ills.

Right now we are faced with a lot of changing times. On the National level, I don't know how much more unpredictable or "marriage of opposites" we could think about happening - that's what is going on nationally. But I've always been proud to be from Montana, because we always have had that history of connecting, even though we have extreme right and we have extreme left in our

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state. In the final analysis common sense usually prevails. We allow for everybody. There has been throughout the history of the State of Montana a lot of coming together, and in this time, right now on the National level, my plea to you as State Legislators, is to remember that, to keep in mind what Montana has really always been about - the first female, the recognition of and respect for the tribal nations culture and the constitution, the Indian caucus among you, resulting from the redistricting that you did, in order to have a presence of a lot greater voice for the populations in the state. It has always been great. I am really proud to see Governor Bullock here, because Governor Bullock during his campaign vowed to make his staff look like the State of Montana, and he did. There have been more natives appointed on commissions and boards throughout the State of Montana under Governor Bullock's administration than under any Montana governor in history. Thank you, Governor, for the work that you do, the work that you all do. With the infrastructure issues, for reaching across the aisle, for job proposals that are good for all of Montana, and also effect Indian country, but are good for all of Montana. The work that you do with one another, not listening to the extreme one way or the other, "my way or the high way" - It makes me proud of you, it makes me proud to say that you are my representatives. You know the bills that you have coming before you, and like I said, the opposites are always going to be there. The task you have at hand and that is always present when you have this type of a legislative body, the task that is always at hand is to recognize when something is coming forward that is based on something other than the principles that you hold dear, when something is based on race, is based on socioeconomic status, is based on things that really aren't about Montana. That's the task that you have before you, and I'm very proud of you for the stands that you take and the things that you do, to pass the legislation that is good for all of Montana.

For example, there is an education bill that just made it through the House and it's on its way to the Senate I believe, that has to do with making post-secondary education more affordable for all of Montana, and I'm proud to say that it was sponsored by CSKT's own Shane Morigeau.

We have always worked together. I see Attorney General Fox, I know how aware you are that the policies that Attorney General Fox made that had authentic tribal consultation in the Montana Department of Justice, was the first of its kind. So thank you, thank you.

For the most part, when we look at the national scene, and we see the rhetoric, and we see the danger of what is going on, being able to shake hands with one another, and disagree in a healthy way, is a trademark of Montana that I am always proud of. And like I said, you know if the extremes weren't there, it would be a lot easier, but you know, extremes are married. There was a group that wanted to hold an armed rally in Whitefish, and Senator Daines, Senator Tester, Governor Bullock, Attorney General Fox, joined together with us, and the CSKT Council was very proud to join with them in denouncing hate groups, and we are glad that they decided not to hold their rally.

But you couldn't expect anything less from Montana -- that is the way we are, that is the way it is here. So as you continue to go through your business, I would like for you to keep that in mind, that there are opposites married within this Chamber, but as long as you keep the focus on what is best for all of Montana in mind, you'll do fine. We have on the National level Ryan Zinke moving into the Department of Interior which really, as a Cabinet post, is going to be beneficial for the State of Montana. He understands a lot of what the tribal issues are. We disagree on an awful lot of

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issues, but the issues that we agree on, he'll stand up and work hard with us to attain. So I think that Montana has a good representative there that will be moving into the Department of Interior.

So, my plea to you this afternoon, is that you keep that in mind as you move forward and you consider all of the legislation that is coming before you. What are all of these perspectives that are within our State, are they respected with this? Is there some compromise that can be made that would respect everybody? That would respect the other opinions? That isn't based on race or socioeconomic status or gender? That would be my plea. To keep those things in mind as you move forward with all of your actions. I won't take up any more of your time this afternoon, but I wanted to say thank you to all of you for your representation for the State of Montana. Thank you to all of you for what you do for all of us. It is certainly recognized and appreciated, and when we disagree, let's have a healthy disagreement, and shake hands afterwards. So, with that, thank you very much for giving me the time this afternoon. Thank you very much.

Speaker Knudsen thanked Chairman Finley for his remarks and requested the Committee escort Chairman Finley from the Chamber.

Speaker Knudsen requested Sergeant-at-Arms Murfitt escort the honored guests from the House Chamber.

BILLS (Ricci, Chair):

2/1/2017

Correctly printed: **HB 64, HB 93, HB 129, HB 175, HB 193, HB 196, HB 233, HB 232, HB 247, HB 251, HB 261, HB 273, HB 343, HB 344, HB 345, HB 346, HB 347, HB 348, HB 349, HB 350, HB 351, HB 352, SB 13.**

Correctly engrossed: **HB 140, HB 205, HB 231.**

Correctly enrolled: **HB 39, HB 42.**

Transmitted to the Senate: **HB 64, HB 93, HB 129, HB 193, HB 233, HB 247, HB 251, HB 273.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

1/31/2017

HB 294, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair):

2/1/2017

SB 77, be concurred in. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

1/25/2017

HB 95, introduced bill, be amended as follows:

1. Page 1, line 26.

Strike: "encourage"

Insert: "provide"

2. Page 1, line 27.

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Strike: the first "encouraging"

Insert: "increasing"

And, as amended, do pass. Report adopted.

JUDICIARY (Doane, Chair):

2/1/2017

HB 147, introduced bill, be amended as follows:

1. Title, page 1, line 8.

Following: "DEFINITIONS"

Insert: "AND EXCEPTIONS"

2. Page 2, line 7.

Following: "situation;"

Insert: "or"

3. Page 2, line 8 through line 11.

Strike: subsection (e) in its entirety

Renumber: subsequent subsections

4. Page 2, line 15.

Following: line 15

Insert: "(4) [Sections 1 through 3] do not apply to motor carrier safety or hazardous materials programs implemented by the department of transportation for purposes of complying with federal motor carrier safety regulations."

And, as amended, do pass. Report adopted.

HB 148, introduced bill, be amended as follows:

1. Page 3, line 25.

Following: line 25

Insert: "(3)(a) A warrant under [section 2] may be served only on a provider of an electronic communication that is a domestic entity or a company or entity otherwise doing business in this state under a contract or a terms of service agreement with a resident of this state if any part of that contract or agreement is to be performed in this state.

(b) The provider of an electronic communication shall produce all electronic customer data, contents of communications, and other information sought by the governmental entity, regardless of where the information is held."

And, as amended, do pass. Report adopted.

HB 236, introduced bill, be amended as follows:

1. Title, line 6.

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Following: "INFORMATION;"

Insert: "LIMITING DISSEMINATION OF BOOKING PHOTOGRAPHS;"

Strike: "SECTION"

Insert: "SECTIONS"

Following: "44-5-103"

Insert: "AND 44-5-301"

2. Page 4.

Following: line 19

Insert: "**Section 2.** Section 44-5-301, MCA, is amended to read:

"44-5-301. Dissemination of public criminal justice information. (1) ~~There~~ Except as provided in subsection (3), there are no restrictions on the dissemination of public criminal justice information.

(2) All public criminal justice information is available from the department or the agency that is the source of the original documents and that is authorized to maintain the documents according to applicable law. These documents must be open, subject to the restrictions in this section, during the normal business hours of the agency. A reasonable charge may be made by a criminal justice agency for providing a copy of public criminal justice information.

(3) Booking photographs may not be disseminated to the public unless:

(a) a district court considers dissemination necessary;

(b) the information is disseminated with the consent or at the request of the individual about whom it relates; or

(c) upon conviction of the individual."

And, as amended, do pass. Report adopted.

TAXATION (Essmann, Chair):

1/31/2017

HJR 4, introduced joint resolution, be amended as follows:

1. Page 1, line 23.

Following: "fund"

Insert: "and whether the Legislature should revisit the current allocations and uses of the fund, including the principal"

2. Page 1, line 24 through line 25.

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

3. Page 1, line 27.

Following: "fund;"

Insert: "and "

4. Page 1, line 29.

Strike: "; and"

Insert: "."

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5. Page 1, line 30 through page 2, line 1.

Strike: subsection (5) in its entirety

And, as amended, do pass. Report adopted.

MESSAGES FROM THE SENATE

House bills concurred in and returned to the House: 1/30/2017

HB 39, introduced by Bachmeier

HB 42, introduced by Abbott

Senate bills passed and transmitted to the House for concurrence: 1/30/2017

SB 67, introduced by Wolken

SB 71, introduced by Gross

SB 82, introduced by Olszewski

SB 100, introduced by C. Smith

SB 107, introduced by Kary

Senate joint resolution passed and transmitted to the House for concurrence: 1/30/2017

SJR 3, introduced by Wolken

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 314, introduced by N. McConnell, referred to Judiciary.

HB 353, introduced by A. Redfield, referred to Fish, Wildlife and Parks.

HB 354, introduced by J. Keane, referred to Business and Labor.

HB 355, introduced by R. Shaw, J. Welborn, referred to Transportation.

HB 356, introduced by J. Price, K. Abbott, B. Bennett, M. Dunwell, D. Fern, D. Hayman, A. Olsen, Z. Perry, S. Webber, referred to Human Services.

HB 357, introduced by D. Skees, S. Berglee, R. Brodehl, B. Brown, R. Fitzgerald, W. Galt, M. Hopkins, C. Knudsen, D. Mortensen, V. Ricci, S. Staffanson, referred to State Administration.

HB 358, introduced by M. Noland, referred to Business and Labor.

HB 359, introduced by T. Burnett, referred to Taxation.

HB 360, introduced by B. Hamlett, B. Brown, Z. Brown, P. Connell, C. Glimm, S. Stewart-Peregoy, C. Vincent, G. Vuckovich, J. Welborn, referred to Natural Resources.

HB 361, introduced by T. Burnett, referred to Human Services.

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The following Senate bills were, read first time, and referred to committees:

SB 67, introduced by C. Wolken (by request of the Commission on Sentencing), referred to Judiciary.

SB 71, introduced by J. Gross (by request of the Department of Corrections), referred to Judiciary.

SB 82, introduced by A. Olszewski, referred to Human Services.

SB 100, introduced by C. Smith, referred to Human Services.

SB 107, introduced by D. Kary, referred to Judiciary.

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJR 3, introduced by C. Wolken (by request of the Commission on Sentencing), referred to Judiciary.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Tschida in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 22 - Representative Keane moved **HB 22** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Burnett, Stewart-Per.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 61 - Representative Olsen moved **HB 61**, second reading copy, be amended as follows:

1. Title, page 1, line 8.

Strike: "LIMITING PROVIDERS' LIABILITY;"

2. Page 10, line 27 through page 11, line 4.

Strike: section 14 in its entirety

Renumber: subsequent sections

3. Page 23, line 19.

Strike: "AND [SECTION 14]"

4. Page 23, line 21.

Strike: "AND [SECTION 14]"

5. Page 24, line 4.

Strike: "18, 22, AND 24"

Insert: "17, 21, AND 23"

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 61 - Representative Garner moved **HB 61** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell,

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Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Burnett, Hopkins, Regier.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 71 - Representative McKamey moved **HB 71** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 87

Nays: Beard, Brodehl, B. Brown, Burnett, Galloway, C Knudsen, Manzella, Mortensen, Redfield, Regier, Rosendale, Staffanson.

Total 12

Excused: None.

Total 0

Absent or not voting: Bachmeier.

Total 1

HB 232 - Representative Holmlund moved **HB 232** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop,

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Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Burnett.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 261 - Representative Garner moved **HB 261** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Burnett, Essmann, A Hertz, Rosendale, Usher, White.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 56 - Representative Pierson moved **SB 56** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook,

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Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 85

Nays: Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Galt, A Hertz, Mortensen, Redfield, Rosendale, Skees, Staffanson, Usher, Zolnikov.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 84 - Representative Doane moved **SB 84** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Ellis.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Tschida moved the Committee of the Whole report be adopted. Report adopted as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Staffanson.
Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 64 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

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Absent or not voting: None.

Total 0

HB 93 passed as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Cook, Cuffe, Curdy, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, O'Hara, Patelis, Peppers, Perry, Pierson, Ricci, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 66

Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Curtis, Dunwell, Eck, Ellis, Fleming, Flynn, Funk, Glimm, Hill-Smith, Hopkins, Kelker, McConnell, Noland, Olsen, Price, Redfield, Regier, Rosendale, Ryan, Smith, Trebas, Webber, Woods, Zolnikov.

Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 129 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Ballance, B. Brown, Doane, Manzella, White.

Total 5

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 193 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Grubbs, Gunderson, Hamilton, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Kelker, Kipp III, C Knudsen, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Sales, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Webber, Welch, Woods, Zolnikov.

Total 68

Nays: Berglee, Brodehl, B. Brown, Cuffe, Custer, Doane, Flynn, Glimm, Greef, Hamlett, Harris, Holmlund, Jones, Keane, Knokey, Lavin, Lenz, Loge, Lynch, McKamey, Noland, Redfield, Regier, Ricci, Shaw, Skees, Usher, Wagoner, Webb, White, Windy Boy, Mr. Speaker.

Total 32

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 233 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

HB 247 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 251 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 73

Nays: Abbott, Bachmeier, Bishop, Court, Curdy, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hayman, Karjala, Keane, Kelker, Lynch, McConnell, Olsen, Peppers, Price, Ryan, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods.

Total 27

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

HB 273 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Kipp III, Ryan.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 13 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Z. Brown, Cook, Mortensen, Redfield, Usher.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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MOTIONS

Representative Ehli moved to re-refer **HB 22** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 61** to the Appropriations Committee. Without objection. So ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned names be **ADDED** as sponsors to **HB 285**
Motion carried.

HB 285 (W. McKamey, Chief Sponsor)
Anderson, Fitzpatrick, D. Jones, Karjala, Kelker, Knokey, Lavin, Pierson, Price, F. Smith, Trebas, and Windy Boy.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Thursday, February 2, 2017.
Motion carried.

House adjourned at 2:29 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
TWENTY-FOURTH LEGISLATIVE DAY**

Helena, Montana
February 2, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Rosendale
Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Eck, Hill Smith, excused. Quorum present.

BILLS (Ricci, Chair): 2/2/2017

Correctly printed: **HB 22, HB 61, HB 71, HB 232, HB 261, HB 294, HB 314, HB 353, HB 354, HB 355, HB 356, HB 357, HB 358, HB 359, HB 360, HB 361, SB 56, SB 77, SB 84.**

Correctly engrossed: **HB 95, HB 147, HB 148, HB 236, HJR 4.**

Correctly enrolled: **HB 16, HB 25, HB 113.**

Examined by the sponsor and found to be correct: **HB 39, HB 40, HB 42, HB 74, HB 88, HB 197.**

Transmitted to the Senate: **HB 71, HB 231, HB 232, HB 261, SB 56, SB 84.**

Signed by the Speaker at 11:00 a.m., February 2, 2017: **HB 39, HB 42.**

Signed by the Chief Clerk of the House at 3:15 p.m., February 2, 2017: **HB 39, HB 42.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair): 2/1/2017

HB 217, do pass. Report adopted.

HB 304, do pass. Report adopted.

HB 307, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair): 2/2/2017

HB 137, introduced bill, be amended as follows:

1. Title, page 1, line 10.

Following: "LIQUIDATION;"

Insert: "CLARIFYING INSURERS' SECURITY DEPOSIT REQUIREMENTS;"

2. Title, page 1, line 14.

Following: "COUNTY MUTUAL INSURERS;"

Insert: "REVISING THE DEFINITION OF "PUBLIC ADJUSTERS";"

3. Title, page 1, line 17.

Following: "HIPAA;"

Insert: "CLARIFYING TERMINOLOGY FOR UNFAIRLY DISCRIMINATORY RATES;"

4. Title, page 1, line 23.

Following: "15-31-511,"

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Insert: "30-10-104,"

5. Title, page 1, line 24.

Strike: "33-1-501,"

Following: "33-2-1363,"

Insert: "33-3-453,"

Following: "33-4-204,"

Insert: "33-17-102,"

6. Title, page 1, line 25.

Following: "33-19-202,"

Insert: "33-22-157,"

7. Title, page 1, line 28.

Strike: "39-71-2316, 39-71-2375,"

8. Page 2, line 7.

Following: the first "the"

Insert: "proposed"

Following: "merger"

Insert: "prior to approval or disapproval of the merger"

9. Page 2, line 9.

Following: "notice to the public of the"

Insert: "proposed"

Following: "merger"

Insert: "prior to approval or disapproval of the merger"

10. Page 12, line 30.

Insert: "**Section 5.** Section 30-10-104, MCA, is amended to read:

"30-10-104. Exempt securities. Sections 30-10-202 through 30-10-207 and 30-10-211 do not apply to any of the following securities:

(1) any security, including a revenue obligation, issued or guaranteed by the United States, any state, any political subdivision of a state, or any agency or corporate or other instrumentality of one or more of those entities. However, 30-10-202 through 30-10-207 and 30-10-211 apply to a security issued by any of those entities that is payable solely from payments to be received in respect to property or money used under a lease, sale, or loan arrangement by or for a nongovernmental industrial or commercial enterprise unless the enterprise or any security of which it is the issuer is within any of the exemptions listed in subsections (2) through (15).

(2) any security issued or guaranteed by Canada, a Canadian province, a political subdivision of a province, or an agency or corporate or other instrumentality of one or more of those entities or any other foreign government with which the United States currently maintains diplomatic relations if the security is recognized as a valid obligation by the issuer or guarantor;

(3) any security issued by and representing an interest in or a debt of or guaranteed by a bank organized under the laws of the United States or a bank, savings institution, or trust company

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organized and supervised under the laws of any state;

(4) any security issued by and representing an interest in, or a debt of, or guaranteed by a federal savings and loan association or a building and loan or similar association organized under the laws of any state and authorized to do business in this state;

(5) any security issued or guaranteed by a federal credit union or a credit union, industrial loan association, or similar association organized and supervised under the laws of this state;

(6) any security issued or guaranteed by a railroad, other common carrier, public utility, or holding company that is:

(a) subject to the jurisdiction of the ~~interstate commerce commission~~ federal surface transportation board;

(b) a registered holding company under the Energy Policy Act of 2005 or a subsidiary of a registered holding company within the meaning of that act;

(c) regulated in respect of its rates and charges by a governmental authority of the United States or any state or municipality; or

(d) regulated in respect to the issuance or guarantee of the security by a governmental authority of the United States, any state, Canada, or any Canadian province. A security referred to under this subsection (6)(d) includes equipment trust certificates in respect to equipment conditionally sold or leased to a railroad or public utility if other securities issued by the railroad or public utility would be exempt under this subsection (6)(d).

(7) any security that meets all of the following conditions:

(a) if the issuer is not organized under the laws of the United States or a state, it has appointed an authorized agent in the United States for service of process and has set forth the name and address of the agent in its prospectus;

(b) a class of the issuer's securities is required to be and is registered under section 12 of the Securities Exchange Act of 1934 and has been registered for the 3 years immediately preceding the offering date;

(c) the issuer or a significant subsidiary has not had a material default during the last 7 years, or during the issuer's existence if that period is less than 7 years, in the payment of:

(i) principal, interest, dividend, or sinking fund installment on preferred stock or indebtedness for borrowed money; or

(ii) rentals under leases with terms of 3 years or more;

(d) the issuer has had consolidated net income, before extraordinary items and the cumulative effect of accounting changes, of at least \$1 million in 4 of its last 5 fiscal years, including its last fiscal year, and if the offering is of interest-bearing securities, has had for its last fiscal year consolidated net income, before deduction for income taxes and depreciation, of at least 1 1/2 times the issuer's annual interest expense, giving effect to the proposed offering and the intended use of the proceeds. "Last fiscal year", as used in this subsection (7)(d), means the most recent year for which audited financial statements are available provided that the statements cover a fiscal period that ended not more than 15 months from the commencement of the offering.

(e) if the offering is of stock or shares, other than preferred stock or shares, the securities have voting rights and rights including the right to have at least as many votes per share and the right to vote on at least as many general corporate decisions as each of the issuer's outstanding classes of stock or shares except as otherwise required by law;

(f) if the offering is of stock or shares, other than preferred stock or shares, the securities are owned beneficially or of record on any date within 6 months prior to the commencement of the offering by at least 1,200 persons and on that date there are at least 750,000 of the shares

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outstanding with an aggregate market value, based on the average bid price for that day, of at least \$3,750,000. In connection with the determination of the number of persons who are beneficial owners of the stock or shares of an issuer, the issuer or broker-dealer may rely in good faith for the purposes of this section upon written information furnished by the record owners.

(8) any security issued by a person organized and operated not for private profit but exclusively for religious, educational, benevolent, charitable, fraternal, social, athletic, or reformatory purposes if the issuer pays a fee of \$50 and files with the commissioner 20 days prior to the offering a written notice specifying the terms of the offer and the commissioner does not disallow the exemption in writing within the 20-day period;

(9) any commercial paper that arises out of a current transaction or the proceeds of which have been or are to be used for the current transaction and that evidences an obligation to pay cash within 9 months of the date of issuance, exclusive of days of grace, or any renewal of the paper that is likewise limited or any guarantee of the paper or of any renewal when the commercial paper is sold to banks or insurance companies;

(10) any investment contract issued in connection with an employee's stock purchase, savings, pension, profit-sharing, or similar benefit plan;

(11) any security for which the commissioner determines by order that an exemption would better serve the purposes of 30-10-102 than would registration. The fee for this exemption must be as prescribed in 30-10-209(4).

(12) any security listed or approved for listing upon notice of issuance on the New York stock exchange, the American stock exchange, the Pacific stock exchange, the Midwest stock exchange, the Chicago board of options exchange, the Philadelphia stock exchange, the Boston stock exchange, or any other stock exchange registered with the federal securities and exchange commission and approved by the commissioner, any other security of the same issuer that is of senior or substantially equal rank, any security called for by subscription rights or warrants listed or approved for listing as provided in this subsection, or any warrant or right to purchase or subscribe to any of the securities listed in this subsection. The commissioner may by rule or order limit, restrict, or otherwise condition the terms under which any security may be exempt under this subsection.

(13) any national market system security listed or approved for listing upon notice of issuance on the national association of securities dealers automated quotation system or any other national quotation system approved by the commissioner, any other security of the same issuer that is of senior or substantially equal rank, any security called for by subscription rights or warrants listed or approved for listing as provided in this subsection, or any warrant or right to purchase or subscribe to any of the securities listed in this subsection. The commissioner may by rule or order limit, restrict, or otherwise condition the terms under which any security may be exempt under this subsection.

(14) any security issued by and representing an interest in, or a debt of, or any security guaranteed by any insurer organized and authorized to transact business under the laws of any state;

(15) any security for which an offer or sale is not directed to or received by a person in this state when the issuer does not maintain a place of business in the state.""

Renumber: subsequent sections

11. Page 15, line 5 through page 19, line 2.

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Strike: section 7 through section 8 in their entirety

Renumber: subsequent sections

12. Page 21, line 8.

Insert: "Section 11. Section 33-3-453, MCA, is amended to read:

"33-3-453. Deposit of securities by insurance companies. (1) Securities qualified for deposit under 33-3-450 through 33-3-453 may be deposited with a clearing corporation or held in the federal reserve book-entry system. ~~Securities deposited~~

(2) An insurance company that is using securities to help meet the deposit requirements of Title 33, chapter 2, parts 1 and 6, and depositing those securities with a clearing corporation or held holding the securities in the federal reserve book-entry system:

(a) may not be withdrawn by the insurance company withdraw the securities without the approval of the commissioner; and

(2)(b) An insurance company holding securities in the manner provided for in this section shall provide to the commissioner evidence issued by its custodian or member bank through which the insurance company has deposited the securities in a clearing corporation or through which the securities are held in the federal reserve book-entry system, respectively, in order to establish that the securities are actually recorded in an account in the name of the custodian, other direct participant, or member bank and that the records of the custodian, other direct participant, or member bank reflect that the securities are held subject to the order of the commissioner."

Renumber: subsequent sections

13. Page 23, line 13.

Following: "comply with"

Strike: "all laws in Title 33, including"

Following: "chapter 17"

Insert: ", as well as all other laws that apply to insurance producers"

14. Page 23, line 14 through line 15.

Strike: "as operational expenses and not"

Following: "investments"

Strike: "for purposes"

Insert: "but are exempt from the requirements"

15. Page 24, line 7.

Insert: "Section 17. Section 33-17-102, MCA, is amended to read:

"33-17-102. Definitions. As used in this chapter, the following definitions apply:

(1) (a) "Adjuster" means a person who, on behalf of the insurer, for compensation as an independent contractor or as the employee of an independent contractor or for a fee or commission investigates and negotiates the settlement of claims arising under insurance contracts or otherwise acts on behalf of the insurer.

(b) The term does not include a:

(i) licensed attorney who is qualified to practice law in this state;

(ii) salaried employee of an insurer or of a managing general agent;

(iii) licensed insurance producer who adjusts or assists in adjustment of losses arising under

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policies issued by the insurer;

(iv) licensed third-party administrator who adjusts or assists in adjustment of losses arising under policies issued by the insurer; or

(v) claims examiner as defined in 39-71-116.

(2) "Adjuster license" means a document issued by the commissioner that authorizes a person to act as an adjuster or a public adjuster.

(3) (a) "Administrator" means a person who collects charges or premiums from residents of this state in connection with life, disability, property, or casualty insurance or annuities or who adjusts or settles claims on these coverages.

(b) The term does not include:

(i) an employer on behalf of its employees or on behalf of the employees of one or more subsidiaries of affiliated corporations of the employer;

(ii) a union on behalf of its members;

(iii) (A) an insurer that is either authorized in this state or acting as an insurer with respect to a policy lawfully issued and delivered by the insurer in and pursuant to the laws of a state in which the insurer is authorized to transact insurance; or

(B) a health service corporation as defined in 33-30-101;

(iv) a life, disability, property, or casualty insurance producer who is licensed in this state and whose activities are limited exclusively to the sale of insurance;

(v) a creditor on behalf of its debtors with respect to insurance covering a debt between the creditor and its debtors;

(vi) a trust established in conformity with 29 U.S.C. 186 or the trustees, agents, and employees of the trust;

(vii) a trust exempt from taxation under section 501(a) of the Internal Revenue Code or the trustees and employees of the trust;

(viii) a custodian acting pursuant to a custodian account that meets the requirements of section 401(f) of the Internal Revenue Code or the agents and employees of the custodian;

(ix) a bank, credit union, or other financial institution that is subject to supervision or examination by federal or state banking authorities;

(x) a company that issues credit cards and that advances for and collects premiums or charges from the company's credit card holders who have authorized the company to do so, if the company does not adjust or settle claims;

(xi) a person who adjusts or settles claims in the normal course of the person's practice or employment as an attorney and who does not collect charges or premiums in connection with life or disability insurance or annuities; or

(xii) a person appointed as a managing general agent in this state whose activities are limited exclusively to those described in 33-2-1501(10) and Title 33, chapter 2, part 16.

(4) (a) "Business entity" means a corporation, association, partnership, limited liability company, limited liability partnership, or other legal entity.

(b) The term does not include an individual.

(5) "Consultant" means an individual who for a fee examines, appraises, reviews, evaluates, makes recommendations, or gives advice regarding an insurance policy, annuity, or pension contract, plan, or program.

(6) "Consultant license" means a document issued by the commissioner that authorizes an individual to act as an insurance consultant.

(7) "Exchange" means a health benefit exchange established by the state of Montana or

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an exchange established by the United States department of health and human services in accordance with 42 U.S.C. 18031.

(8) "Home state" means the District of Columbia or any state or territory of the United States in which a person licensed under this chapter maintains a principal place of residence or a principal place of business.

(9) "Individual" means a natural person.

(10) "Insurance producer", except as provided in 33-17-103, means a person required to be licensed under the laws of this state to sell, solicit, or negotiate insurance.

(11) "Lapse" means the expiration of the license for failure to renew by the biennial renewal date.

(12) "License" means a document issued by the commissioner that authorizes a person to act as an insurance producer for the lines of authority specified in the document. The license itself does not create actual, apparent, or inherent authority in the holder to represent or commit an insurer to a binding agreement.

(13) "Limited line credit insurance" includes credit life insurance, credit disability insurance, credit property insurance, credit unemployment insurance, involuntary unemployment insurance, mortgage life insurance, mortgage guaranty insurance, mortgage disability insurance, gap insurance, and any other form of insurance offered in connection with an extension of credit that is limited to partially or wholly extinguishing the credit obligation and that the commissioner determines should be designated as a form of limited line credit insurance.

(14) "Limited line credit insurance producer" means a person who sells, solicits, or negotiates one or more forms of limited line credit insurance coverage to individuals through a master, corporate, group, or individual policy.

(15) "Limited lines insurance" means those lines of insurance that the commissioner finds necessary to recognize for the purposes of complying with 33-17-401(3).

(16) "Limited lines producer" means a person authorized by the commissioner to sell, solicit, or negotiate limited lines insurance.

(17) "Lines of authority" means any kind of insurance as defined in Title 33.

(18) "Navigator" means a person certified by the commissioner under 33-17-241 and selected to perform the activities and duties identified in 42 U.S.C. 18031, et seq.

(19) "Negotiate" means the act of conferring directly with or offering advice directly to a purchaser or prospective purchaser of a particular contract of insurance concerning any of the substantive benefits, terms, or conditions of the contract if the person engaged in negotiation either sells insurance or obtains insurance from insurers for purchasers.

(20) "Person" means an individual or a business entity.

(21) (a) "Public adjuster" means an adjuster ~~employed~~ retained by and representing the interests of the insured.

(b) The term does not include a person who provides an estimate of work to an insurer on behalf of an insured as long as the insured is notified of all communications between the person and the insurer related to the estimates.

(22) "Sell" means to exchange a contract of insurance by any means, for money or the equivalent, on behalf of an insurance company.

(23) "Solicit" means attempting to sell insurance or asking or urging a person to apply for a particular kind of insurance.

(24) "Suspend" means to bar the use of a person's license for a period of time.""

Renumber: subsequent sections

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16. Page 29, line 7.

Following: "30 days after any"

Insert: "material"

Following: "change"

Insert: ", other than typographical,"

17. Page 31, line 21.

Insert: "**Section 24.** Section 33-22-157, MCA, is amended to read:

"33-22-157. Standards for review -- notice of deficiency. (1) (a) When reviewing a premium rate filing, the commissioner shall consider whether the proposed premium rate is excessive, inadequate, unjustified, or unfairly discriminatory. Rates may be considered excessive if they cause the premium charged for the health insurance coverage to be unreasonably high in relation to the benefits provided under the coverage. In order to determine if the rate is excessive, the commissioner shall consider whether:

(i) the assumptions on which the rate increase is based are reasonable; and

(ii) one or more of the assumptions is not supported by the evidence.

(b) Rates may be considered inadequate if the rate is unreasonably low for the coverage provided, and the commissioner may consider if the rate would endanger the solvency of the insurer or disrupt the insurance market in Montana.

(c) A rate increase may be considered unjustified if the health insurance issuer provides data or documentation in connection with the increase that is incomplete, inadequate, or otherwise does not provide a basis upon which the reasonableness of an increase may be determined.

(d) Rates may be considered unfairly discriminatory if they violate 33-18-206, 33-22-526, 49-2-309, or other applicable state laws prohibiting discrimination in health insurance.

(2) In order to determine whether the proposed premium rates for health insurance coverage are not excessive, inadequate, unjustified, or unfairly discriminatory, the commissioner may consider:

(a) the health insurance issuer's financial position, including but not limited to surplus, reserves, and investment savings;

(b) historical and projected administrative costs and medical and hospital expenses, including medical trends;

(c) the historical and projected medical loss ratio;

(d) changes to covered benefits or health plan design, along with actuarial projections concerning cost savings or additional expenses related to those changes;

(e) changes in the health insurance issuer's health care cost containment and quality improvement efforts following the health insurance issuer's last rate filing for the same category of health plan;

(f) product development and startup costs, drug and other benefit costs or expenses, and product age and credibility;

(g) whether the proposed change in the premium rate is necessary to maintain the health insurance issuer's solvency or to maintain rate stability and prevent excessive rate increases in the future;

(h) historical and projected claims experience;

(i) trend projections related to utilization and service or unit cost;

(j) allocation of the overall rate increase to claims and nonclaims costs;

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- (k) allocation of current and projected premium for each enrollee each month;
 - (l) the 3-year history of rate increases for the product or group of products associated with the rate increase if the product is 3 years old or older and otherwise any available rate history;
 - (m) employee and executive compensation data from the health insurance issuer's annual financial statements; and
 - (n) any other applicable information identified in administrative rules adopted pursuant to Title 33, except that the administrative rules may not include by reference any provisions of Public Law 111-148 and Public Law 111-152 or any regulations promulgated under those laws.
- (3) The commissioner shall review rate filings and, if applicable, shall provide a notice of deficiencies containing detailed reasons describing why the commissioner finds that the proposed premium rate is excessive, inadequate, unjustified, or unfairly discriminatory. The notice must be provided within 60 days of receipt of filing.
- (4) Within 30 days after receiving a notice of deficiencies alleging that a proposed rate is excessive, inadequate, unjustified, or unfairly discriminatory, the insurer may amend its rate filing, request reconsideration based upon additional information, or, unless the rate is unfairly discriminatory pursuant to subsection (1)(d), implement the proposed rate,~~unless the rate is unfairly discriminatory, pursuant to subsection (1)(d).~~
- (5) At the end of the 30-day period described in subsection (4), if the insurer implements a rate that the commissioner has determined to be excessive, inadequate, or unjustified, ~~or unfairly discriminatory,~~ the commissioner shall publish the finding on the commissioner's website indicating the commissioner's determination."

Renumber: subsequent sections

18. Page 37, lines 7 through 8.

Strike: "a partnership" on line 7 through the first "agreement," on line 8

19. Page 43, line 4.

Following: "parts 13 and 19;"

Insert: "Title 33, chapter 3, part 6;"

20. Page 44, line 6.

Following: "33-3-431,"

Insert: "Title 33, chapter 3, part 6,"

21. Page 74, line 12.

Strike: "stock"

Insert: "mutual"

22. Page 75, line 10.

Strike: "stock"

Insert: "mutual"

23. Page 75, line 13 through page 78, line 5.

Strike: section 49 through section 50 in their entirety

Renumber: subsequent sections

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24. Page 83, line 17.

Strike: "5, 6"

Insert: "6, 7, 26,"

And, as amended, do pass. Report adopted.

HB 145, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Strike: "CONTINUING"

Following: "EDUCATION"

Insert: "REQUIREMENTS"

2. Page 1, line 16.

Strike: "continuing"

3. Page 1, line 18.

Following: "annuity;"

Insert: "and"

4. Page 1, line 19 through line 28.

Following: "training" on line 19

Strike: remainder of line 19 through "act]" on line 28

Renumber: subsequent subsections

5. Page 2, line 9 through line 10.

Strike: subsection (5) in its entirety

Renumber: subsequent subsection

6. Page 2, line 29 through page 3, line 2.

Strike: subsection (2) through subsection (3) in their entirety

Renumber: subsequent subsections

7. Page 4, line 18.

Strike: "tangible net"

And, as amended, do pass. Report adopted.

HB 198, do pass. Report adopted.

HB 276, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Strike: "20-15-403,"

Following: "33-22-170"

Strike: ", "

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2. Page 1, line 12 through page 2, line 1.

Strike: section 1 through section 2 in their entirety

Renumber: subsequent sections

3. Page 2, line 4.

Strike: "[sections 1 and 5]"

Insert: "[section 3]"

4. Page 3, line 30.

Strike: "[Sections 1 and 5] are"

Insert: "[Section 3] is"

5. Page 4, line 2.

Strike: "[sections 1 and 5]"

Insert: "[section 3]"

And, as amended, do pass. Report adopted.

EDUCATION (Berglee, Chair):

2/1/2017

HB 248, do pass. Report adopted.

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair):

2/1/2017

SB 36, be concurred in. Report adopted.

SB 101, be concurred in. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

2/1/2017

HB 163, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: "CAREGIVERS;"

Strike: "AND"

2. Title, page 1, line 7.

Following: "CAREGIVERS"

Insert: "; AND LIMITING GOVERNMENTAL LIABILITY"

3. Page 2, line 16.

Strike: "promptly"

Insert: "appropriately"

Strike: "in the patient's medical record"

4. Page 2, line 21.

Strike: "record" through "medical record"

Insert: "appropriately document"

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5. Page 2, line 27.

Strike: "record"

Insert: "appropriately document"

Strike: "in the patient's medical record"

6. Page 3, line 9.

Strike: "promptly"

Insert: "appropriately"

Strike: "in the patient's medical record"

7. Page 3, line 13.

Strike: "about the" through "limitations"

8. Page 3, line 28.

Following: "must be"

Insert: "appropriately"

Strike: "in the patient's medical record"

9. Page 4, line 21 through line 22.

Strike: subsection (3) in its entirety

Insert: "NEW SECTION. Section 8. Two-thirds vote required. Because [section 7] limits governmental liability, Article II, section 18, of the Montana constitution requires a vote of two-thirds of the members of each house of the legislature for passage."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (White, Chair):

2/1/2017

HB 99, introduced bill, be amended as follows:

1. Page 7, line 18.

Following: "permit."

Insert: "However, the department shall determine if water is legally available to satisfy the proposed use."

And, as amended, do pass. Report adopted.

HB 110, introduced bill, be amended as follows:

1. Title, line 7.

Following: "FEES;"

Insert: "SETTING FILING FEES;"

2. Title, page 1, line 8.

Following: "85-2-234, MCA;"

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Strike: "AND"

Following: "85-2-225, MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

3. Page 3, line 20.

Strike: "February 28"

Insert: "June 30"

4. Page 3, line 21.

Strike: "and pay" through "and"

Insert: ";

5. Page 3, line 22.

Following: "department"

Insert: "; and

(c) shall pay the following filing fees:

(i) for each claim up to 20 claims, \$160; and

(ii) for each claim after 20 claims, \$100"

6. Page 4, line 8 through line 9.

Following: "after" on line 8

Strike: "February 28" on line 8

Insert: "June 30"

Following: "claim after" on line 9

Strike: "February 28"

Insert: "June 30"

7. Page 4, line 19.

Strike: "February 28"

Insert: "June 30"

8. Page 4, line 26.

Strike: "March 1"

Insert: "July 1"

9. Page 11, line 16.

Following: line 15

Insert: "NEW SECTION. Section 9. Effective date. [This act] is effective on passage and approval."

And, as amended, do pass. Report adopted.

TRANSPORTATION (Lavin, Chair):

2/1/2017

HB 144, introduced bill, be amended as follows:

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1. Page 2, line 8.

Strike: "request one or two placards"

Insert: "apply to the department for one or more placards"

2. Page 2, line 9.

Following: "(3)"

Insert: "The department shall issue up to two placards to eligible individuals and may issue additional placards."

3. Page 50, line 20.

Following: "shall"

Insert: "slow the vehicle in order to"

4. Page 50, line 26.

Strike: "within approximately 1,500 feet of"

5. Page 50, line 26 through line 27.

Strike: "a signal" on line 26 through "distance" on line 27

Insert: "an audible signal"

And, as amended, do pass. Report adopted.

HB 213, introduced bill, be amended as follows:

1. Title, line 5 through line 6.

Strike: "THAT" on line 5 through "PLATE;" on line 6

Insert: "FOR ISSUANCE OF A WAIVER OF THE REQUIREMENT THAT A FRONT LICENSE PLATE BE DISPLAYED AFTER AN INSPECTION AND PAYMENT OF AN INSPECTION FEE; REQUIRING THE CERTIFICATE OF WAIVER TO BE CARRIED IN THE MOTOR VEHICLE; REQUIRING MONEY COLLECTED FROM THE FEE TO BE DEPOSITED IN THE HIGHWAY SPECIAL REVENUE ACCOUNT;"

2. Page 1, line 29 through page 2, line 2.

Strike: subsection (iv) in its entirety

Insert: "(iv) If a person is not able to comply with the requirement that a front license plate be displayed because of the body construction of the motor vehicle, the person may submit to the highway patrol an application for a waiver along with a \$25 inspection fee. A certificate of waiver may be issued upon inspection of the vehicle by a highway patrol officer. If a certificate of waiver is issued, the certificate must at all times be carried in the motor vehicle and must be displayed upon demand of a peace officer. Money collected from the inspection fee must be deposited in a highway revenue account in the state special revenue fund to the credit of the department of transportation."

And, as amended, do pass. Report adopted.

SB 33, be concurred in. Report adopted.

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MESSAGES FROM THE SENATE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

1/31/2017

HB 122, introduced by Schreiner

House amendments to House bill concurred in:

1/31/2017

HB 122, introduced by Schreiner

House bills concurred in and returned to the House:

1/31/2017

HB 40, introduced by Abbott

HB 74, introduced by G. Hertz

HB 88, introduced by Funk

HB 120, introduced by Bachmeier

HB 132, introduced by McConnell

HB 197, introduced by Jacobson

Senate bill passed and transmitted to the House for concurrence:

1/31/2017

SB 59, introduced by Wolken

MESSAGES FROM THE GOVERNOR

February 2, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

Today, Thursday, February 2, 2017, I am returning House Bill 1 – Ballance with amendments.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

STATE INTERNET/BBS COPY

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HB 362, introduced by E. Hill Smith, referred to Human Services.

HB 363, introduced by D. Lenz, R. Webb, referred to Energy, Technology, and Federal Relations.

HB 364, introduced by D. Loge, R. Cook, R. Fitzgerald, B. Grubbs, W. McKamey, W. Sales, D. Skees, S. Staffanson, J. Trebas, B. Usher, P. Webb, R. Webb, referred to Human Services.

HB 365, introduced by R. Shaw, D. Ankney, B. Brown, S. Fitzpatrick, B. Grubbs, L. Jones, D. Loge, W. McKamey, W. Sales, F. Thomas, J. Welborn, referred to Energy, Technology, and Federal Relations.

HB 366, introduced by A. Hertz, J. Eck, T. Facey, E. Greef, M. Hopkins, J. Karjala, D. Kary, M. MacDonald, S. Morigeau, D. Mortensen, A. Olszewski, A. Rosendale, R. Shaw, D. Zolnikov, referred to Judiciary.

HB 367, introduced by B. Beard, A. Doane, R. Fitzgerald, K. Flynn, W. Galt, F. Garner, T. Gauthier, C. Glimm, S. Gunderson, B. Harris, S. Hinebauch, J. Hinkle, G. Pierson, A. Redfield, M. Regier, T. Richmond, L. Sheldon-Galloway, S. Staffanson, F. Thomas, G. Vuckovich, P. Webb, R. Webb, T. Welch, K. White, referred to Fish, Wildlife and Parks.

HB 368, introduced by W. Sales, B. Harris, K. Holmlund, F. Moore, referred to Natural Resources.

HB 369, introduced by K. Wagoner, referred to Human Services.

HB 370, introduced by B. Bennett, J. Fleming, D. Hayman, S. Morigeau, referred to Judiciary.

HB 371, introduced by B. Bennett, J. Fleming, D. Hayman, S. Morigeau, referred to State Administration.

HB 372, introduced by A. Doane, referred to Education.

The following Senate bill was, read first time, and referred to committee:

SB 59, introduced by C. Wolken (by request of the Commission on Sentencing), referred to Judiciary.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Vinton in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 140 - Representative Stewart-Peregoy moved **HB 140** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson,

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Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 294 - Representative C. Knudsen moved **HB 294**, second reading copy, be amended as follows:

1. Page 1, line 23.

Strike: "general fund"

Insert: "state special revenue account provided for in 61-3-321(19)(a) for state parks"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Court, Curdy, Curtis, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Schreiner, Shaw, Skees, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Woods, Zolnikov, Mr. Speaker.

Total 82

Nays: Burnett, Cook, Cuffe, Custer, Dudik, Fleming, Funk, Galloway, Harris, Mandeville, Olsen, Peppers, Sales, Smith, Stewart-Per, Welch, White, Windy Boy.

Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 294 - Representative Price moved **HB 294** do pass as amended. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Windy Boy, Woods.

Total 58

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Jones, Lavin, Loge, Mandeville, Manzella, Noland, O'Hara, Redfield, Regier, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 77 - Representative Fitzgerald moved **SB 77** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Cook.

Total 1

Excused: None.

Total 0

Absent or not voting: Fitzgerald.

Total 1

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Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Vinton moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Eck, Hill-Smith.

Total 2

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 71 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 84

Nays: Beard, Brodehl, B. Brown, Burnett, Galloway, Hopkins, C Knudsen, Manzella, Mortensen, Redfield, Regier, Rosendale, Staffanson, Zolnikov.

Total 14

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Excused: None.

Total 0

Absent or not voting: Eck, Hill-Smith.

Total 2

HB 231 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Ehli, Essmann, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 64

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Dudik, Dunwell, Ellis, Fern, Funk, Hamilton, Hayman, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 34

Excused: None.

Total 0

Absent or not voting: Eck, Hill-Smith.

Total 2

HB 232 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Burnett.

Total 1

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Excused: None.

Total 0

Absent or not voting: Eck, Hill-Smith.

Total 2

HB 261 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: B. Brown, Burnett, Essmann, A Hertz, Rosendale, Usher, White.

Total 7

Excused: None.

Total 0

Absent or not voting: Eck, Hill-Smith.

Total 2

SB 56 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 82

Nays: Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Flynn, Galt, G Hertz, Mortensen, Redfield, Rosendale, Skees, Staffanson, Usher, Zolnikov.

Total 16

Excused: None.

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Total 0

Absent or not voting: Eck, Hill-Smith.

Total 2

SB 84 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Ellis, Olsen.

Total 2

Excused: None.

Total 0

Absent or not voting: Eck, Hill-Smith.

Total 2

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Friday, February 3, 2017.
Motion carried.

House adjourned at 1:42 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
TWENTY-FIFTH LEGISLATIVE DAY**

Helena, Montana
February 3, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Noland. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Peppers, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

Speaker Knudsen moved that the House revert to Order of Business # 11, Special Orders Of The Day, the purpose of receiving entertainment by Jason DeShaw.

Majority Leader Ehli introduced Jason DeShaw, an award-winning mental health advocate and country singer/songwriter from Eastern Montana. Diagnosed with bipolar disorder and alcoholism, Jason speaks and sings across North America, striving to bring people hope. Jason DeShaw has performed, across the country from the forensic unit at Warm Springs to the lecture halls of Harvard.

Speaker Knudsen thanked Jason DeShaw for his performance.

Majority Leader Ehli moved that the House Recess for the purpose of receiving the State of Education Address by the Superintendent of Public Instruction, Elsie Arntzen. Motion carried.

Majority Leader Ehli moved that Speaker Knudsen be authorized to appoint a committee of two to escort the Superintendent of Public Instruction Elsie Arntzen into the House Chamber. Motion carried.

Speaker Knudsen appointed Representative Berglee and Representative Hamilton. The Committee was discharged.

Sergeant-at-Arms Murfitt notified Speaker Knudsen that the Superintendent of Public Instruction, Elsie Arntzen, was awaiting entrance into the House Chamber.

The Committee escorted Superintendent Arntzen into the Chamber.

Speaker Knudsen introduced the Honorable Elsie Arntzen Superintendent of Public Instruction.

Thank you for sharing your talent and your story with us, Jason. It is truly inspiring. We need to spread your message of hope to students across Montana. You truly make Montana proud.

Thank you, Speaker Knudsen, and Members of the Montana House of Representatives for hosting me today. For twelve years I have been honored to serve shoulder to shoulder with you in these chambers, as well as with our esteemed colleagues in the Senate, but I have to tell you, sometimes

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you have reminded me of my class of ten year olds.

A Montana thank you today for the members of the tribal nations, representatives of our statewide elected officials, and other guests here today.

Most importantly, I want to thank my family, who continue to support me as they always have. I am a proud mother of two daughters, grandmother of four beautiful grandchildren, and have been married to my high school sweetheart, Steven, for over forty years.

I have a degree in Economics from the University of Montana. Go Griz! I also have my Education degree from MSU. Go Cats! For twenty-three years I was privileged to teach in Billings Public Schools. In fact, I am currently in the certificate renewal process for my teaching license. As State Superintendent I'll even get to sign my own teaching certificate.

My purpose is to strengthen our public schools by ensuring a seamless system that reflects our community values, our culture, and our historic journey in a way that will make Montana proud and a leader in the West.

As the Superintendent of the Office of Public Instruction, I am responsible for leading one of the largest agencies of our state government. About forty percent of the state's general fund is dedicated to our public schools. This funds about sixty-four percent of your local school district's budget. Last week I presented our budget request to the Joint Subcommittee on Education. This request respects local taxpayers and, most importantly, our students.

The budget that I have offered is fiscally responsible and funds Montana's obligation to our schools. That is why my priority this session is to make sure that you do right by our students, and our taxpayers, and pass my budget. The Natural Resource Development payment that was removed by the Governor must be restored because it supports our Montana treasures, our students, in an equitable manner. If it is not reinstated, then a roughly \$11.4 million tax shift will be placed on local property taxpayers. Our budget resists that tax burden to local taxpayers. The State of Montana and the Governor must recognize your responsibility to public education and not further burden our local communities.

I have also asked that a formula component of the definition of quality public education be returned as stated in statute; that is the \$6.3 million Data for Achievement payment. The direct effect is that school districts will lose budget authority to best support our students and, as you know, money closest to the student is money well spent.

Thank you to this body for unanimously supporting House Bill 191, championed by the House Education Chair, Representative Berglee. I have strongly advocated for this bill. This is the statutorily mandated inflationary increase to K-12 Base Aid. By prioritizing the passage of this most important legislation early in these tight fiscal times, all of you are putting our Montana public schools and our students first. Thank you! This provides stability as next year's school budgets are being crafted for our future students. Thank you for helping me keep Montana's promise to fund our public schools and place this on the Governor's desk before the end of February.

My office has been carefully monitoring education-related bills and offering informational testimony

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on fiscal implications. This is evidence of my sincere commitment to depoliticize this office and to honor the legislature, as you are the lawmakers.

I want to recognize the admirable work for education emphasized by many of you. A thank you to those of you who have joined the Bipartisan Education Caucus. The meaningful conversations that we have over hot coffee and apple fritters encourage us all to be mindful of education throughout our day. I hope to see even more of you join us in the coming weeks. Set your alarm to be there at 7:00am.

To our Montana Native American leaders: I am listening. The valuable conversations we have had in our combined Education Council highlights the interconnectedness of culture, community, and education. Indian Education for All is in our constitutional framework. That is why, on day two of this legislature, the Office of Public Instruction hosted an Indian Education for All event in the Rotunda. It is my priority to have all Montana students learn about, and be proud of, Montana.

While speaking at the Assessment and Data Conference this week in Billings I reiterated that assessment must be purposeful and meaningful to student success. This data must be governed with integrity and respect for student privacy. We need to ensure progress monitoring for continued growth for all students. Our gifted students must have the opportunity to advance and our special needs students must be encouraged to perform at the best of their ability, and then celebrate their success.

Along with family support, a strong indicator for student success is a qualified teacher. Critical to retention of quality teachers are mentoring and professional development. A great resource provided by the Office of Public Instruction is the Teacher's Learning Hub, which offers online courses to professionals in the field of education all across Montana.

As a proud fourth generation Montanan, I invite all of you who humbly serve our great state to embrace Montana Proud. Montana Proud is my vision for achieving student success. It must be about the students.

I am excited to announce that the Ag Literacy program will now be an inter-agency collaboration between the Montana Department of Agriculture and the Office of Public Instruction. The Ag Literacy program will enhance the knowledge of, and pride in, Montana's number one industry.

I want to increase the value of a high school diploma. Let's begin this work by inspiring our middle school students. Raising math achievement will be a priority in Montana. Students who are not proficient in math when they enter college only have a ten percent chance of completing their degree. Now, more than ever, young people need the skills to thrive in a fast-changing economy. I am proud to strengthen our partnership with the Office of the Commissioner of Higher Education to ensure that our students are college, career, and community ready to make Montana proud.

Being Montana proud includes hope. Our school counselors are on the front lines of protecting our students. They educate the whole mind, body, and spirit. Join me in recognizing these individuals in our schools, as next week is National School Counselor week. I appreciate the Montana School Counselor's Association, under the direction of Renee Schoening of Deer Lodge, for their

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partnership in bringing Montana Hope to all of our students.

Many of you here in this body are champions of mental health awareness. You are joined by our passionate community partners. Montana consistently ranks as one of the highest states in the country for youth suicide.

Our university system at MSU-Bozeman, houses a renowned international program, Youth Aware of Mental Health. I am thankful for the leadership of Dr. Byerly. Also, NAMI, The National Alliance on Mental Illness, under the direction of Matt Kuntz, provides positive resources for our Montana families; Montana hope to make Montana proud.

My efforts to make Montana proud don't stop at our borders. I was elected to be the gatekeeper for Montana's public schools against federal overreach. In this effort, I am in communication with Montana's entire congressional delegation and we will all be working together to advance Montana's educational interests. Local control and flexibility are Montana values that I will be advocating for. Flexibility for parents, teachers, and local public schools creates the environment of opportunity that each unique Montana student needs to succeed and be proud of.

Thank you again for the opportunity to address you this afternoon. I will let you get back to the People's business. May God Bless Montana and God Bless our students. Thank you for putting Montana students first.

Speaker Knudsen thanked Superintendent Arntzen for her remarks and requested the Committee escort Superintendent Arntzen from the Chamber.

Speaker Knudsen requested Sergeant-at-Arms Murfitt escort the honored guests from the House Chamber.

Speaker Knudsen called the House back to order.

MOTIONS

Representative Ehli announced the Republicans would caucus.
Representative Eck announced the Democrats would stand at ease.

BILLS (Ricci, Chair):

2/3/2017

Correctly printed: **HB 140, HB 198, HB 217, HB 248, HB 304, HB 307, HB 362, HB 363, HB 364, HB 365, HB 366, HB 367, HB 368, HB 369, HB 370, HB 371, HB 372, SB 33, SB 36, SB 77, SB 101.**

Correctly engrossed: **HB 99, HB 110, HB 137, HB 144, HB 145, HB 163, HB 213, HB 276, HB 294.**

Examined by the sponsor and found to be correct: **HB 113.**
Transmitted to the Senate: **HB 1, HB 140, HB 217, SB 77.**

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Returned to the Governor with amendments not concurred in at 3:55 p.m., February 3, 2017: **HB 1.**

AGRICULTURE (Redfield, Chair):

2/2/2017

HB 126, introduced bill, be amended as follows:

1. Title, page 1, line 9 through line 10.

Strike: "PROVIDING" on line 9 through "LICENSES;" on line 10

2. Title, page 1, line 13.

Strike: "80-8-202,"

3. Title, page 1, line 14 through line 15.

Strike: "REPEALING" on line 14 through "80-8-214, MCA;" on line 15

4. Page 2.

Following: line 7

Insert: "(4) "Beneficial insects" means those insects that, in the course of their life cycle, carry, transmit, or spread pollen to and from vegetation, act as parasites and predators on other insects, or are otherwise beneficial."

Renumber: subsequent subsections

5. Page 3, line 10.

Strike: "(17)(a)"

Insert: "(18)(a)"

6. Page 4, line 9.

Following: "bear the"

Insert: "necessary"

7. Page 5, line 7 through line 11.

Strike: "means" on line 7 through "a pest" on line 11

Insert: "includes any insect, rodent, nematode, snail, slug, or weed and any form of plant or animal life or virus, except a virus on or in living humans or other animals, that is normally considered a pest or that the department declares a pest"

8. Page 9, line 22.

Strike: "fund"

Insert: "be used for"

9. Page 9, line 23.

Following: "service"

Insert: "pesticide education program for the purpose of coordinating the certification and training of farm applicators"

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10. Page 9, line 23 through line 24.

Strike: "The fee" on line 23 through "programs." on line 24

11. Page 9, line 28 through page 10, line 2.

Strike: subsections (c) and (d) in their entirety

12. Page 11, line 25 through page 13, line 6.

Strike: section 5 in its entirety

Renumber: subsequent sections

13. Page 13, line 21.

Strike: "hold a pesticide license"

Insert: "be licensed to apply nonrestricted pesticides, provided that the veterinarian registers with the department each year. The veterinarian must meet all other requirements and rules of the Montana Pesticides Act. The department shall consider the professional licensing requirements for veterinarians when adopting rules in relation to transactions and activities of a veterinary practice"

14. Page 14, line 3 through line 4.

Strike: "The department shall issue a dealer's license only to individuals."

15. Page 14, line 5.

Strike: "held in commercial storage,"

16. Page 14, line 13 through line 16.

Strike: subsection (3) in its entirety

Renumber: subsequent subsections

17. Page 15, line 5.

Following: "rules"

Insert: "if the certified pharmacies and veterinarians register with the department each year. However, the certified pharmacies and veterinarians must meet all other requirements concerning the commercial sale of pesticides. The department shall take into account the professional licensing requirements of pharmacists, certified pharmacies, and veterinarians when adopting rules"

18. Page 15, line 13.

Following: "service"

Insert: ":"

Strike: "for"

19. Page 15, line 14.

Strike: "operating"

Insert: "(i) to train extension service agents regarding farm pesticide applicator certification and training; and

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(ii) to operate"

20. Page 16, line 23.

Strike: "80-8-207"

Insert: "80-8-208"

21. Page 17.

Following: line 18

Insert: "**Section 9.** Section 80-8-214, MCA, is amended to read:

"80-8-214. Liability. The department shall annually require from each commercial pesticide applicator proof of financial responsibility in amounts to be determined under rules promulgated by the department. The financial responsibility is pesticide activity-related liability insurance of at least \$250,000 total and no less than \$50,000 per incident."

22. Page 20, line 17 through line 20.

Strike: section 15 in its entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 256, introduced bill, be amended as follows:

1. Page 1, line 30.

Strike: "two"

Insert: "three"

Following: "gauge"

Insert: ", high-tensile"

2. Page 2, line 1.

Strike: "no more than 30 feet apart"

Insert: "an average distance of 50 feet apart along the full span"

3. Page 2, line 2.

Following: "charger"

Insert: "with an output of at least one-half joule and"

And, as amended, do pass. Report adopted.

HB 286, introduced bill, be amended as follows:

1. Page 1, line 30.

Following: "81-1-113."

Insert: "(6) The board shall prioritize grants for prevention of wolf and grizzly bear predation over those for mountain lion predation."

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2. Page 2.

Following: line 19

Insert: "(6) The board shall prioritize grants for prevention of wolf and grizzly bear predation over those for mountain lion predation."

3. Page 6, line 20.

Following: "wolves"

Strike: " "

Insert: "or"

Following: "lions"

Strike: ", or grizzly bears"

4. Page 7, line 29.

Following: "wolves"

Strike: " "

Insert: "or"

Following: "lions"

Strike: ", or grizzly bears"

And, as amended, do pass. Report adopted.

HB 305, introduced bill, be amended as follows:

1. Page 1, line 25.

Strike: "game animals or animals that are unlawfully taken"

Insert: "species managed or protected subject to Title 87"

And, as amended, do pass. Report adopted.

SB 41, be concurred in. Report adopted.

BUSINESS AND LABOR (Noland, Chair):

2/3/2017

HB 73, do pass. Report adopted.

FISH, WILDLIFE AND PARKS (Flynn, Chair):

2/2/2017

HB 96, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

2. Page 1, line 20 through line 21.

Strike: "A designee" on line 20 through "landowner." on line 21

Insert: "A landowner may not receive compensation from a designee for a license or permit issued pursuant to this section or for hunting access on the landowner's property."

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3. Page 1, line 30.

Strike: "and"

4. Page 2.

Following: line 1

Insert: "(d) may not receive cash payments under 87-1-267 if the landowner designates another person to receive a license or permit issued pursuant to this section and the designee is someone other than an immediate family member or an authorized full-time employee of the landowner; and"

Renumber: subsequent subsections

5. Page 2, line 2.

Strike: "charge a fee or"

6. Page 2, line 20.

Following: "(7)"

Insert: "(a)"

7. Page 2, line 22.

Following: "must define"

Insert: "
(i)"

Following: "open to public elk hunting"

Strike: ", "

Insert: "
(ii)"

8. Page 2, line 23.

Following: "property"

Strike: ", and"

Insert: "
(iii) the names of persons to whom the landowner will designate a license or permit issued pursuant to this section if the landowner designates another person to receive the license or permit; and
(iv)"

9. Page 2, line 24.

Following: "property."

Insert: "(b)"

10. Page 2.

Following: line 28

Insert: "NEW SECTION. Section 3. Termination. [This act] terminates June 30, 2019."

And, as amended, do pass. Report adopted.

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LOCAL GOVERNMENT (Greef, Chair):

2/2/2017

HB 245, introduced bill, be amended as follows:

1. Page 1, line 29 through 30.

Strike: "requirements of" on line 29 through "subsection (1)(a)" on line 30

Insert: "provisions of subsections (1) and (2)"

2. Page 2, line 1.

Following: "determination"

Insert: "in writing"

3. Page 2, line 2.

Strike: "requirements of subsection (1)(a)"

Insert: "provisions of subsections (1) and (2)"

4. Page 2, line 4 through line 6.

Strike: subsection (c) in its entirety

Renumber: subsequent subsections

5. Page 2, line 7 through line 8.

Following: "final plat" on line 7

Strike: "or certificate of survey"

6. Page 2, line 10.

Following: "until a"

Insert: "written"

7. Page 2, line 11 through line 12.

Strike: "application" on line 11

Insert: "final plat"

Strike: "required elements and sufficient information pursuant to" on line 11 through "subsection (1)(a)" on line 12

Insert: "information required under subsections (1) and (2)"

8. Page 2, line 12.

Following: "notified."

Insert: "However, the governing body or its agent or agency may review subsequent submissions of the final plat only for information found to be deficient during the original review of the final plat. If a determination is made under subsection (3)(b) that the final plat conforms to the provisions of subsections (1) and (2), the governing body shall review and approve or deny the final plat within 20 working days."

And, as amended, do pass. Report adopted.

HB 300, do pass. Report adopted.

HB 316, do pass. Report adopted.

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STATE ADMINISTRATION (Mandeville, Chair):
HB 182, introduced bill, be amended as follows:

2/3/2017

1. Title, page 1, line 5.

Following: "PARENTS;"

Insert: "ESTABLISHING A POSITION AND REQUIRING A PROCEDURE TO HANDLE COMPLAINTS; PROVIDING RULEMAKING AUTHORITY;"

2. Page 2, line 18.

Following: "(u)"

Insert: "may"

Strike: "department"

Insert: "critical response and complaint manager established in [section 3]"

3. Page 3, line 9.

Strike: "and"

4. Page 3, line 10.

Following: "worker"

Insert: "; and"

(m) may complain to the critical response and complaint manager established in [section 3] without fear of retaliation"

5. Page 3.

Following: line 11

Insert: "NEW SECTION. Section 3. Critical response and complaint manager -- procedure -- rulemaking -- report. (1) There is a position of critical response and complaint manager within the department.

(2) The manager shall handle complaints pursuant to [section 1] and [section 2].

(3) The department shall adopt rules to provide for the complaint procedure and provide copies of the procedure upon request.

(4) The department shall report each interim to the children, families, health, and human services interim committee provided for in 5-5-225 about the complaint procedure and the nature of the complaints received pursuant to [sections 1 through 3]."

Renumber: subsequent sections

6. Page 3, line 17.

Strike: "and 2"

Insert: "through 3"

7. Page 3, line 19.

Strike: "and 2"

Insert: "through 3"

And, as amended, do pass. Report adopted.

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HB 271, introduced bill, be amended as follows:

1. Page 4, line 15.

Following: "this section"

Insert: "and who has notified the department and requested the award"

2. Page 4, line 16.

Strike: "as of [the effective date of this act]"

3. Page 4, line 17.

Following: " _ "

Insert: "An eligible family member who has requested the award on or before [the effective date of this act] must receive the honor and remember medallion by August 1, 2017."

And, as amended, do pass. Report adopted.

HB 279, introduced bill, be amended as follows:

1. Page 2, line 7.

Following: "organization"

Insert: "for veterans"

Following: "verifies"

Insert: "in a writing provided to the mortuary that"

2. Page 2, line 8.

Following: "organization"

Insert: "for veterans"

Following: "verifies"

Insert: "in a writing provided to the mortuary that"

3. Page 2, line 9.

Following: "subsection (2)"

Insert: "and the mortuary is immediately covered by the protections in subsection (1)"

4. Page 2, line 11.

Following: "organization"

Insert: "for veterans"

And, as amended, do pass. Report adopted.

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MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 2/1/2017

SB 12, introduced by Connell
SB 27, introduced by Thomas
SB 50, introduced by Pomnichowski
SB 51, introduced by Facey
SB 91, introduced by Hinkle
SB 124, introduced by McClafferty

House bills concurred in and returned to the House: 2/1/2017

HB 113, introduced by Greef
HB 16, introduced by Ricci
HB 25, introduced by Lynch

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 373, introduced by B. Grubbs, Z. Brown, referred to Local Government.
HB 374, introduced by K. White, referred to Transportation.
HB 375, introduced by G. Hertz, B. Bennett, V. Court, J. Fleming, J. Hamilton, B. Hamlett, T. Jacobson, J. Karjala, K. Kelker, G. Kipp III, K. McCarthy, N. McConnell, S. Morigeau, A. Olszewski, Z. Perry, M. Ryan, D. Salomon, S. Webber, J. Windy Boy, referred to Education.
HB 376, introduced by J. Windy Boy, D. Ankney, N. Ballance, S. Berglee, M. Blasdel, B. Brown, D. Brown, E. Buttrey, P. Connell, M. Cuffe, A. Doane, R. Ehli, D. Fern, C. Glimm, E. Greef, B. Harris, G. Hertz, J. Hinkle, D. Jones, D. Kary, B. Keenan, G. Kipp III, J. Knokey, A. Knudsen, D. Lenz, D. Loge, T. Manzella, W. McKamey, F. Moore, D. Mortensen, M. Noland, A. Redfield, V. Ricci, A. Rosendale, D. Salomon, R. Shaw, D. Skees, J. Small, C. Smith, S. Staffanson, S. Stewart-Peregoy, N. Swandal, F. Thomas, B. Tschida, G. Vance, G. Vuckovich, K. Wagoner, R. Webb, T. Welch, K. White, D. Zolnikov, referred to Education.
HB 377, introduced by A. Redfield, referred to Agriculture.
HB 378, introduced by K. Dudik, R. Brodehl, R. Cook, J. Essmann, F. Garner, J. Knokey, D. Sands, S. Stewart-Peregoy, R. Webb, K. White, C. Wolken, referred to Judiciary.
HB 379, introduced by K. Dudik, R. Cook, F. Garner, J. Knokey, D. Lenz, D. Sands, R. Webb, C. Wolken, referred to Judiciary.
HB 380, introduced by V. Court, referred to Judiciary.
HB 381, introduced by D. Lenz, F. Garner, E. McClafferty, L. Sheldon-Galloway, referred to Education.
HB 382, introduced by D. Lenz, E. McClafferty, L. Sheldon-Galloway, referred to Education.
HB 383, introduced by G. Custer, D. Ankney, B. Beard, B. Bennett, M. Blasdel, E. Buttrey, R. Ehli, T. Facey, S. Lavin, R. Lynch, S. Malek, C. Schreiner, R. Shaw, R. Tempel, G. Vuckovich, referred to State Administration.

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HB 385, introduced by S. Berglee, W. Galt, G. Hertz, M. Hopkins, D. Howard, D. Kary, C. Knudsen, S. Lavin, F. Mandeville, T. Manzella, D. Mortensen, R. Osmundson, J. Patelis, M. Regier, D. Skees, C. Smith, K. Wagoner, referred to Judiciary.

HB 386, introduced by R. Ehli, referred to Human Services.

HB 387, introduced by K. Wagoner, E. McClafferty, referred to Human Services.

HB 388, introduced by G. Hertz, referred to State Administration.

The following Senate bills were, read first time, and referred to committees:

SB 12, introduced by P. Connell (by request of the Energy and Telecommunications Interim Committee), referred to Energy, Technology, and Federal Relations.

SB 27, introduced by F. Thomas (by request of the Revenue and Transportation Interim Committee), referred to Taxation.

SB 50, introduced by J. Pomnichowski (by request of the Department of Fish, Wildlife, and Parks), referred to Fish, Wildlife and Parks.

SB 51, introduced by T. Facey (by request of the House Fish, Wildlife, and Parks Standing Committee), referred to Fish, Wildlife and Parks.

SB 91, introduced by J. Hinkle, referred to Fish, Wildlife and Parks.

SB 124, introduced by E. McClafferty, referred to Education.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Glimm in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 1 - Governor Amendments - Representative Ballance moved Governor Amendments to **HB 1** not be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Woods.

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Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Glimm moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Court, Ellis, Smith, Swanson.

Total 4

Excused: None.

Total 0

Absent or not voting: Peppers.

Total 1

HB 248 - Representative Ehli moved consideration of **HB 248** be passed for the day. Motion carried.

Representative Dudik was excused for the day.

HB 122 - Senate Amendments - Representative Schreiner moved Senate Amendments to **HB 122** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G

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Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Doane, Mortensen, Patelis, Usher.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 147 - Representative Zolnikov moved **HB 147** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Lavin.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 148 - Representative Zolnikov moved **HB 148** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs,

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Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Anderson, Garner, Lavin, Manzella.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 198 - Representative Windy Boy moved **HB 198**, second reading copy, be amended as follows:

1. Title, page 1, line 6.
Strike: "REMOVING A"
Insert: "EXTENDING THE"

2. Title, page 1, line 8.
Strike: "REPEALING"
Insert: "AMENDING"

3. Page 1, line 25.
Following: "~~(Temporary)~~"
Insert: "(Temporary)"

4. Page 2, line 7.
Following: "fund"
Strike: "the"

5. Page 2, line 12.
Following: "~~2015.)~~"
Insert: "(Terminates June 30, 2019.)"

6. Page 2, line 14.
Strike: line 14
Insert: "Section 3. Section 6, Chapter 380, Laws of 2015, is amended to read:
"Section 6. Termination. [This act] terminates June 30, 2019.""

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Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods, Zolnikov.
Total 50

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Hopkins, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.
Total 50

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 198 - Representative Olsen moved **HB 198**, second reading copy, be amended as follows:

1. Title, page 1, line 7.
Following: "SECTIONS"
Insert: "7-4-2631,"
Following: "10-2-603"
Insert: ", "
Following: "AND"
Strike: "37-19-203"
Insert: "50-15-111"
Following: "MCA;"
Insert: "REPEALING SECTION 37-19-203, MCA;"

2. Page 1, line 12.
Insert: "**Section 1.** Section 7-4-2631, MCA, is amended to read:
 "**7-4-2631. (Temporary) Fees of county clerk.** (1) Except as provided in 7-2-2803(4), 7-4-2632, and 7-4-2637, the county clerks shall charge, for the use of their respective counties:
 (a) for filing and indexing each writ of attachment, execution, certificate of sale, lien, or other instrument required by law to be filed and indexed, \$5;
 (b) for filing of subdivision and townsite plats, \$25 plus:
 (i) for each lot up to and including 100, 50 cents;
 (ii) for each additional lot in excess of 100, 25 cents;
 (c) for filing certificates of surveys and amendments to the certificates of surveys, \$25

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plus 50 cents for each tract or lot;

(d) for each page of a document required to be filed with a subdivision, townsite plat, or certificate of survey for which a filing fee is not otherwise set by law, \$1;

(e) for a copy of a record or paper:

(i) for the first page of any document, 50 cents, and 25 cents for each subsequent page; and

(ii) for each certification with seal affixed, \$2;

(f) for searching an index record of files of the office for each year when required in abstracting or otherwise, 50 cents;

(g) for administering an oath with certificate and seal, no charge;

(h) for taking and certifying an acknowledgment, with seal affixed, for signature to it, no charge;

(i) for filing, indexing, or other services provided for by Title 30, chapter 9A, part 5, the fees prescribed under those sections;

(j) for recording each stock subscription and contract, stock certificate, and articles of incorporation for water users' associations, \$3;

(k) for filing a copy of notarial commission and issuing a certificate of official character of such notary public, \$2;

(l) (i) for each certified copy of a birth certificate, \$5;

(ii) for each certified copy of a death certificate, \$15, and for each additional certified copy of the same record ordered at the same time as the first certified copy, \$6; and

(iii) for the filing of an original death certificate, an amount, if any, to be determined by the county by resolution and deposited in the county general fund;

(m) for electronic storage of minutes of an administrative board, district, or commission pursuant to 7-1-204, 7-11-1030, 7-13-2350, 7-22-2113, 7-33-2112, or 76-15-324, no charge;

(n) for filing, recording, or indexing any other instrument not expressly provided for in this section or 7-4-2632, the same fee provided in this section or 7-4-2632 for a similar service.

(2) The county clerks shall charge, for the use of their respective counties, the fee as provided in 7-4-2632 for recording and indexing the following:

(a) each certificate of location of a quartz or placer mining claim or millsite claim, including a certificate that the instrument has been recorded with the seal affixed; and

(b) each affidavit of annual labor on a mining claim, including a certificate that the instrument has been recorded with the seal affixed.

(3) State agencies submitting documents to be put of record shall pay the fees provided for in this section. If a state agency or political subdivision has requested an account with the county clerk, any applicable fees must be paid on a periodic basis.

(4) (a) A county shall transfer to the ~~department of labor and industry for deposit as provided in 37-19-203~~ state veterans' cemeteries account provided for in 10-2-603 for the purposes described in 10-2-603 \$3 of each fee collected under subsection (1)(l)(ii) of this section.

(b) The fees must be transferred monthly unless the ~~department of labor and industry board of veterans' affairs~~ and the county have agreed to a different period. ~~(Terminates June 30, 2017--sec. 6, Ch. 380, L. 2015.)~~

~~**7-4-2631. (Effective July 1, 2017) Fees of county clerk.** (1) Except as provided in 7-2-2803(4), 7-4-2632, and 7-4-2637, the county clerks shall charge, for the use of their respective counties:~~

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~~—— (a) for filing and indexing each writ of attachment, execution, certificate of sale, lien, or other instrument required by law to be filed and indexed, \$5;~~
~~—— (b) for filing of subdivision and townsite plats, \$25 plus:~~
~~—— (i) for each lot up to and including 100, 50 cents;~~
~~—— (ii) for each additional lot in excess of 100, 25 cents;~~
~~—— (c) for filing certificates of surveys and amendments thereto, \$25 plus 50 cents per tract or lot;~~
~~—— (d) for each page of a document required to be filed with a subdivision, townsite plat, or certificate of survey for which a filing fee is not otherwise set by law, \$1;~~
~~—— (e) for a copy of a record or paper:~~
~~—— (i) for the first page of any document, 50 cents, and 25 cents for each subsequent page; and~~
~~—— (ii) for each certification with seal affixed, \$2;~~
~~—— (f) for searching an index record of files of the office for each year when required in abstracting or otherwise, 50 cents;~~
~~—— (g) for administering an oath with certificate and seal, no charge;~~
~~—— (h) for taking and certifying an acknowledgment, with seal affixed, for signature to it, no charge;~~
~~—— (i) for filing, indexing, or other services provided for by Title 30, chapter 9A, part 5, the fees prescribed under those sections;~~
~~—— (j) for recording each stock subscription and contract, stock certificate, and articles of incorporation for water users' associations, \$3;~~
~~—— (k) for filing a copy of notarial commission and issuing a certificate of official character of such notary public, \$2;~~
~~—— (l) for each certified copy of a birth certificate, \$5, and for each certified copy of a death certificate, \$3;~~
~~—— (m) for electronic storage of minutes of an administrative board, district, or commission pursuant to 7-1-204, 7-11-1030, 7-13-2350, 7-22-2113, 7-33-2112, or 76-15-324, no charge;~~
~~—— (n) for filing, recording, or indexing any other instrument not expressly provided for in this section or 7-4-2632, the same fee provided in this section or 7-4-2632 for a similar service:~~
~~—— (2) The county clerks shall charge, for the use of their respective counties, the fee as provided in 7-4-2632 for recording and indexing the following:~~
~~—— (a) each certificate of location of a quartz or placer mining claim or millsite claim, including a certificate that the instrument has been recorded with the seal affixed; and~~
~~—— (b) each affidavit of annual labor on a mining claim, including a certificate that the instrument has been recorded with the seal affixed.~~
~~—— (3) State agencies submitting documents to be put of record shall pay the fees provided for in this section. If a state agency or political subdivision has requested an account with the county clerk, any applicable fees must be paid on a periodic basis."~~

Renumber: subsequent sections

3. Page 1, line 16.

Following: "pursuant to"

Insert: "7-4-2631,"

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4. Page 1, line 17.

Strike: "and 37-19-203"

Insert: ", and 50-15-111"

5. Page 1, line 24 through page 2, line 12.

Strike: section 2 in its entirety

Renumber: subsequent sections

6. Page 2, line 13.

Insert: "**Section 3.** Section 50-15-111, MCA, is amended to read:

"50-15-111. (Temporary) Certified copy fee -- exceptions -- transfer. (1) Subject to a minimum charge required by subsection (1)(a)(ii), the department shall prescribe, by rule, a fee for:

- (a) (i) a certified copy of certificates or records other than a death certificate;
 - (ii) a death certificate, which at a minimum must be:
 - (A) \$15 for each certified copy of a death certificate;
 - (B) \$8 for each additional certified copy of a death certificate requested at the same time as the first copy; and
 - (C) \$13 for each informational copy of a death certificate;
 - (b) a search of files or records when a copy is not made;
 - (c) a copy of information provided for statistical or administrative purposes as allowed by law;
 - (d) the replacement of a birth certificate subsequent to adoption, legitimation, paternity determination or acknowledgment, or court order;
 - (e) filing a delayed registration of a vital event;
 - (f) the amendment of a vital record, after 1 year from the date of filing; and
 - (g) other services specified by this chapter or by rule.
- (2) Except as provided in subsection (3), fees received under subsection (1) must be deposited in the state special revenue fund to be used by the department for:
- (a) the maintenance of indexes to vital records;
 - (b) the preservation of vital records; and
 - (c) the administration of the system of vital statistics.

(3) The department shall transfer to the ~~department of labor and industry for use as specified in 37-19-203~~ state veterans' cemeteries account provided for in 10-2-603 for the purposes described in 10-2-603 \$3 of each fee charged under subsection (1)(a)(ii) of this section. ~~(Terminates June 30, 2017--sec. 6, Ch. 380, L. 2015.)~~

~~50-15-111. (Effective July 1, 2017) Certified copy fee.~~ (1) The department shall prescribe, by rule, a fee for:

- ~~_____ (a) a certified copy of certificates or records;~~
- ~~_____ (b) a search of files or records when a copy is not made;~~
- ~~_____ (c) a copy of information provided for statistical or administrative purposes as allowed by law;~~
- ~~_____ (d) the replacement of a birth certificate subsequent to adoption, legitimation, paternity determination or acknowledgment, or court order;~~
- ~~_____ (e) filing a delayed registration of a vital event;~~

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- ~~_____ (f) the amendment of a vital record, after 1 year from the date of filing; and~~
- ~~_____ (g) other services specified by this chapter or by rule.~~
- ~~_____ (2) Fees received under subsection (1) must be deposited in the state special revenue fund to be used by the department for:~~
- ~~_____ (a) the maintenance of indexes to vital records;~~
- ~~_____ (b) the preservation of vital records; and~~
- ~~_____ (c) the administration of the system of vital statistics."~~

Insert: "NEW SECTION. Section 4. Repealer. The following section of the Montana Code Annotated is repealed:

37-19-203. Funding from death certificate fees -- uses."

Renumber: subsequent sections

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 44

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White.

Total 56

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Curtis rose on a **Point of Personal Privilege** in response to discussion on the amendment. She stated, "The language is only stricken from the amendment because it is no longer pertinent to the bill and it does not make any changes."

HB 198 - Representative Wagoner moved **HB 198** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Ehli, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, G Hertz, Holmlund, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees,

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Trebas, Tschida, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 51

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Hamilton, Harris, Hayman, A Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Usher, Webber, Windy Boy, Woods, Zolnikov.

Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 236 - Representative Garner moved **HB 236** do pass. Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, Bennett, Berglee, Brodehl, B. Brown, Cuffe, Doane, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Jones, C Knudsen, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 45

Nays: Abbott, Bachmeier, Beard, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Welch, Woods.

Total 55

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 33 - Representative McKamey moved **SB 33** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G

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Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 36 - Representative Morigeau moved **SB 36** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 86

Nays: Bartel, Brodehl, B. Brown, C Knudsen, Lavin, Manzella, Redfield, Ricci, Rosendale, Skees, Staffanson, Usher, Wagoner, White.

Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 101 - Representative Redfield moved **SB 101** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt,

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Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Manzella.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Glimm moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Z. Brown.

Total 1

Excused: None.

Total 0

Absent or not voting: Dudik, Peppers.

Total 2

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 140 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Dudik, Peppers.
Total 2

HB 217 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Abbott, Ellis, Karjala.
Total 3

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Excused: None.

Total 0

Absent or not voting: Dudik, Peppers.

Total 2

SB 77 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Dudik, Peppers.

Total 2

MOTIONS

Representative Ehli moved to re-refer **HB 147** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 198** to the Appropriations Committee. Without objection, so ordered.

Representative White moved to reconsider action on **HB 294** and that **HB 294** be placed on second reading Monday, February 6, 2017.

Motion **failed** as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen,

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Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 49

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Greef, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Wagoner, Webber, Windy Boy, Woods.

Total 49

Excused: None.

Total 0

Absent or not voting: Dudik, Peppers.

Total 2

Representative Bennett moved the New England Patriots will win the Super Bowl against the Atlanta Falcons February 5, 2017.

Motion **failed** as follows:

Yeas: Bachmeier, Bartel, Beard, Bennett, Bishop, Dunwell, Ehli, Ellis, Fern, Fleming, Grubbs, Hamlett, Harris, Kelker, McKamey, Patelis, Price, Smith, Zolnikov.

Total 19

Nays: Abbott, Anderson, Ballance, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Eck, Essmann, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 78

Excused: None.

Total 0

Absent or not voting: Dudik, Peppers, Staffanson.

Total 3

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UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **REMOVED** as sponsor to **HB 209**
Motion carried.

HB 209 (B. Usher, Chief Sponsor)
Ryan.

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 372**
Motion carried.

HB 372 (A. Doane, Chief Sponsor)
Anderson.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Monday, February 6, 2017.
Motion carried.

House adjourned at 3:08 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
TWENTY-SIXTH LEGISLATIVE DAY**

Helena, Montana
February 6, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Skees. Pledge of Allegiance to the Flag.

Roll Call. All members present except, Representatives Knokey, Kipp III excused. Quorum present.

BILLS (Ricci, Chair):

2/6/2017

Correctly printed: **HB 73, HB 147, HB 148, HB 198, HB 300, HB 316, HB 373, HB 374, HB 375, HB 376, HB 377, HB 378, HB 379, HB 380, HB 381, HB 382, HB 383, HB 385, HB 386, HB 387, HB 388, SB 33, SB 36, SB 41, SB 101.**

Correctly engrossed: **HB 96, HB 126, HB 182, HB 245, HB 256, HB 271, HB 279, HB 286, HB 305.**

Examined by the sponsor and found to be correct: **HB 120, HB 132.**

Transmitted to the Senate: **HB 148, HB 294, SB 33, SB 36, SB 101.**

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

2/6/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Monday, February 6, 2017:

Kayne Bryant, Anaconda
Quinton Schauer, Conrad
Michael Hessler, Anaconda
Molly Miltko, Missoula
Michael McCollum, Laurel
Kane Hicks, Billings

and recommend that the following pages of the House be employed as of 1:00 p.m., Monday, February 6, 2017:

Kierra Johnson, Great Falls
Olivia Boysza, Butte
Joriann Heikinen, Butte
Kaden Sangray, Cameron
Logan Laity, Helena
Leah Aigner, Shepherd

Report Adopted.

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REPORTS OF STANDING COMMITTEES

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair): 2/3/2017
HB 219, introduced bill, be amended as follows:

1. Title, page 1, line 5 through line 6.

Strike: "UNDER" on line 5 through "CIRCUMSTANCES" on line 6

2. Title, page 1, line 7 through line 8.

Strike: "THE" on line 7 through "TIMELINES" on line 8

Insert: "A UTILITY TO RECOVER COSTS"

3. Title, page 1, line 10.

Strike: "69-1-114, 69-1-402,"

Strike: "AN IMMEDIATE"

4. Title, page 1, line 11.

Strike: "DATE"

Insert: "DATES"

5. Page 1, line 15 through page 2, line 5.

Strike: section 1 in its entirety

Insert: "NEW SECTION. Section 1. Cost-benefit analysis. (1) Before April 1, 2018, a public utility shall:

(a) conduct a study of the costs and benefits of customer-generators as defined in 69-8-103; and

(b) submit the study to the commission for the purpose of making determinations in accordance with a public utility's general rate case pursuant to [section 2].

(2) The utility may engage independent consultants or advisory services to complete a cost-benefit study. Costs are recoverable in rates.

(3) After [the effective date of this section] the commission may establish minimum information required for inclusion in a study conducted by a public utility in accordance with subsection (1)(a)."

6. Page 2, line 8.

Strike: "proceeding"

Insert: "study"

Strike: "subsection (2)"

Insert: "subsections (2) and (4)"

7. Page 2, line 9.

Following: "service"

Insert: "as part of a public utility's general rate case"

8. Page 2, line 11.

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Strike: "value"

Insert: "utility system benefits"

Strike: "system"

Insert: "resource"

9. Page 2, line 14.

Following: "rates"

Insert: "as part of a public utility's general rate case"

10. Page 2, line 16.

Following: "interest"

Insert: "and as part of a public utility's general rate case"

11. Page 2.

Following: line 16

Insert: "(4) If a public utility files a general rate case in accordance with Title 69, chapter 3, the general rate case must include the study required in accordance with [section 1] and be used by the commission to meet the requirements of the review of classifications of service required in this section."

12. Page 2, line 29 through page 3, line 22.

Strike: section 4 through section 5 in their entirety

Renumber: subsequent sections

13. Page 3, line 29.

Following: "structure"

Insert: "or a structure appropriate to customer-generators"

14. Page 4, line 16 through line 17.

Strike: "a minimum" on line 16 through "class" on line 17

Insert: "an appropriate rate pursuant to 69-3-306"

15. Page 5, line 4.

Strike: "for"

Insert: "at"

Strike: "customer charges"

Insert: "rate pursuant to 69-3-306"

16. Page 5, line 8.

Strike: "for"

Insert: "at"

Strike: "customer charges"

Insert: "rate pursuant to 69-3-306"

17. Page 5, line 20.

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Strike: section 10 in its entirety

Insert: "NEW SECTION. Section 8. Effective date -- contingency. (1) Except as provided in subsection (2), [this act] is effective on passage and approval.

(2)(a) [Sections 5 and 6] are effective on the date that the public service commission issues an order making a determination that customer-generators are being served under a separate classification of service in accordance with [section 2].

(b) The public service commission shall provide a copy of the order to the code commissioner within 10 days of issuing the order."

And, as amended, do pass. Report adopted.

HB 297, introduced bill, be amended as follows:

1. Page 1, line 13.

Strike: "on or after January 1, 2017,"

2. Page 1, line 26.

Following: "line"

Insert: "on or after January 1, 2017"

And, as amended, do pass. Report adopted.

SJR 2, be concurred in. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

2/3/2017

HB 173, introduced bill, be amended as follows:

1. Page 2, line 22.

Following: "no later than"

Insert: "30 days after"

2. Page 2, line 23.

Following: "41-3-438"

Insert: ", except for good cause shown"

3. Page 3, line 23.

Strike: "30"

Insert: "45"

4. Page 3, line 24.

Strike: "filed"

Insert: "served on the parent or parents, except for good cause shown"

And, as amended, do pass. Report adopted.

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HB 195, do pass. Report adopted.

HB 201, do pass. Report adopted.

HB 257, do pass. Report adopted.

TAXATION (Essmann, Chair):

2/3/2017

HB 187, introduced bill, be amended as follows:

1. Page 1, line 16 through line 17.

Strike: subsection (3) in its entirety

Insert: "(3) A credit of up to \$75,000 may be claimed in a year. If the credit calculated as provided in subsection (2) exceeds \$75,000, the unused portion may be carried forward to a subsequent tax year but the total credit claimed in all years may not exceed \$750,000."

2. Page 1, line 27.

Following: line 26

Insert: "(a) 'Principal' or 'officer' means an employee of a business who holds a management-level position."

Renumber: subsequent subsections

3. Page 2, line 3 through line 4.

Following: "manufacturing," on line 3

Insert: "photonics,"

Strike: "or a similar field"

4. Page 2, line 10.

Strike: "domiciled in"

Insert: "that conducts a substantial amount of its business from"

5. Page 2, line 11.

Following: "with"

Insert: "a minimum of three employees and"

6. Page 2, line 12.

Following: "with"

Insert: "at least"

Strike: "and"

7. Page 2, line 17.

Strike: "."

Insert: "; and"

8. Page 2, line 18.

Following: line 17

Insert: "(F) that uses the investments provided for in this section to perform daily functions of the business, including but not limited to expanding office or manufacturing facilities, buying

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equipment, and hiring employees, or to qualify for loans from a financial institution."

9. Page 2, line 18.

Strike: "(8)(c)(i)(A)"

Insert: "(8)(d)(i)(A)"

10. Page 2, line 20.

Strike: "hospitality, transportation,"

And, as amended, do pass. Report adopted.

HB 226, do pass. Report adopted.

SB 10, be concurred in. Report adopted.

SB 53, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

2/2/2017

SB 45, introduced by MacDonald

SB 63, introduced by Wolken

HB 1 - The Senate failed to concur in Governor's amendments to **HB 1**.

2/3/2017

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 384, introduced by A. Knudsen, A. Doane, T. Facey, S. Hinebauch, C. Knudsen, M. Lang, R. Osmundson, A. Redfield, B. Smith, S. Staffanson, G. Vance, referred to Energy, Technology, and Federal Relations.

HB 389, introduced by K. Wagoner, referred to Human Services.

HB 390, introduced by D. Jones, R. Cook, J. Essmann, T. Gauthier, L. Jones, B. Tschida, P. Webb, referred to Education.

HB 391, introduced by T. Jacobson, K. Abbott, F. Anderson, J. Bachmeier, Z. Brown, R. Cook, V. Court, A. Curtis, G. Custer, M. Dunwell, D. Fern, J. Fleming, M. Funk, F. Garner, E. Greef, J. Hamilton, B. Hamlett, A. Hertz, J. Keane, K. Kelker, J. Knokey, D. Loge, R. Lynch, N. McConnell, S. Morigeau, A. Olsen, J. Patelis, Z. Perry, G. Pierson, J. Pomnichowski, J. Price, V. Ricci, C. Schreiner, B. Smith, J. Trebas, B. Tschida, P. Webb, S. Webber, T. Welch, K. White, J. Windy Boy, referred to Taxation.

HB 392, introduced by J. Eck, referred to Business and Labor.

HB 393, introduced by D. Zolnikov, E. Buttrey, A. Curtis, T. Facey, V. Ricci, C. Schreiner, J. Small, F. Smith, J. Trebas, B. Usher, referred to Business and Labor.

HB 394, introduced by W. Curdy, D. Barrett, B. Bennett, L. Bishop, M. Caferro, J. Gross, D. Hayman, M. MacDonald, E. McClafferty, M. McNally, J. Price, D. Sands, B. Smith, K. Swanson, S. Webber, C. Wolken, referred to Judiciary.

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HB 395, introduced by T. Woods, J. Essmann, referred to Human Services.

HB 396, introduced by B. Grubbs, referred to Taxation.

HB 397, introduced by G. Custer, referred to State Administration.

HB 398, introduced by D. Zolnikov, J. Windy Boy, referred to Judiciary.

HB 399, introduced by D. Zolnikov, referred to Judiciary.

HB 400, introduced by G. Hertz, E. Buttrey, A. Curtis, C. Smith, T. Woods, referred to Human Services.

HB 401, introduced by D. Skees, J. O'Hara, B. Tschida, K. Wagoner, referred to State Administration.

HB 402, introduced by J. Essmann, referred to Business and Labor.

HB 403, introduced by A. Hertz, M. Hopkins, referred to Taxation.

The following Senate bills were read first time, and referred to committees:

SB 45, introduced by M. MacDonald (by request of the Supreme Court), referred to Judiciary.

SB 63, introduced by C. Wolken (by request of the Commission on Sentencing), referred to Judiciary.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative C. Knudsen in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 95 - Representative Jacobson moved **HB 95**, second reading copy, be amended as follows:

1. Page 2, line 2.

Following: ";

Strike: "and"

2. Page 2.

Following: line 2

Insert: "(j) hold all state-approved facilities, programs, and providers to uniform standards as established by the department by rule; and"

Renumber: subsequent subsection

3. Page 3, line 4 through line 5.

Strike: "may," on line 4 through "required to," on line 5

Insert: "shall"

Amendment adopted as follows:

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Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Ballance, Mandeville, Manzella, Noland, Regier, Rosendale, Usher.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 95 - Representative Pierson moved **HB 95** do pass as amended. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Harris, Hayman, A Hertz, Hill-Smith, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 73

Nays: Anderson, Bartel, Beard, Berglee, Brodehl, B. Brown, Glimm, Hamlett, G Hertz, Holmlund, Hopkins, Jacobson, C Knudsen, Lavin, Lenz, Loge, Mortensen, O'Hara, Price, Ricci, Skees, Smith, Tschida, Usher, Wagoner, Zolnikov, Mr. Speaker.

Total 27

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 99 - Representative Z. Brown moved **HB 99** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cuffe, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, Olsen, Patelis, Peppers, Perry, Price, Regier, Ricci, Rosendale, Ryan, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 85

Nays: Anderson, Cook, Court, Custer, Flynn, Garner, Grubbs, Jones, O'Hara, Pierson, Redfield, Sales, Usher, Vinton, Wagoner.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 110 - Representative Flynn moved **HB 110**, second reading copy, be amended as follows:

1. Title, line 7.

Strike: "ELIMINATING CERTAIN PROCESSING FEES;"

2. Title, line 8 through line 9.

Following: "AND" on line 8

Strike: "REPEALING" on line 8 through "MCA;"

3. Page 3, line 25 through line 27.

Strike: "FOLLOWING FILING" on line 25

Following: "FEES" on line 25

Strike: ":" through "\$100" on line 27

Insert: "pursuant to 85-2-225"

4. Page 11, line 18 through line 20.

Strike: section 8 in its entirety

Renumber: subsequent section

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop,

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Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 110 - Representative Hamlett moved **HB 110** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 89

Nays: Berglee, Brodehl, Ehli, Galt, G Hertz, Knokey, Lavin, Regier, Skees, Wagoner, Mr. Speaker.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 137 - Representative Funk moved **HB 137** do pass. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Woods, Mr. Speaker.

Total 80

Nays: Ballance, Brodehl, B. Brown, Doane, Flynn, Galloway, Garner, Glimm, Hopkins, Jones, Mandeville, Mortensen, Patelis, Regier, Sales, Staffanson, Tschida, Usher, Welch, Zolnikov.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 144 - Representative Z. Brown moved **HB 144** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 87

Nays: Berglee, Brodehl, B. Brown, Cuffe, Doane, Galloway, Hopkins, Mandeville, Manzella, Mortensen, Skees, White, Zolnikov.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 145 - Representative Z. Brown moved **HB 145** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Hopkins, Redfield, White.
Total 3

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 163 - Representative Custer moved **HB 163** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: B. Brown, Manzella.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 213 - Representative Essmann moved **HB 213** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Keane.
Total 1

Excused: None.
Total 0

Absent or not voting: Gunderson.
Total 1

HB 248 - Representative Dudik moved **HB 248** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 276 - Representative Greef moved **HB 276** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Ballance, Burnett, Rosendale, Usher.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 300 - Representative A. Hertz moved **HB 300** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Galt, Hamlett, Kipp III, Stewart-Per.
Total 4

Excused: None.
Total 0

Absent or not voting: Morigeau.
Total 1

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HB 304 - Representative Cook moved **HB 304** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 307 - Representative Kelker moved **HB 307** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Beard, Flynn, Hayman, Skees, Wagoner.
Total 5

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair C. Knudsen moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 96

Nays: C Knudsen.

Total 1

Excused: None.

Total 0

Absent or not voting: Greef, Knokey, Mr. Speaker.

Total 3

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 122 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Berglee, Doane, Lynch, Mortensen, Usher.

Total 5

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Excused: None.

Total 0

Absent or not voting: Knokey.

Total 1

HB 148 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Lavin.

Total 1

Excused: None.

Total 0

Absent or not voting: Knokey.

Total 1

HB 294 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.

Total 52

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Grubbs, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 47

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Excused: None.

Total 0

Absent or not voting: Knokey.

Total 1

SB 33 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Cook.

Total 1

Excused: None.

Total 0

Absent or not voting: Knokey.

Total 1

SB 36 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 84

Nays: Ballance, Bartel, Brodehl, B. Brown, Flynn, Galt, Hopkins, C Knudsen, Lavin, Rosendale, Skees, Staffanson, Tschida, Wagoner, White.

Total 15

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Excused: None.

Total 0

Absent or not voting: Knokey.

Total 1

SB 101 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Knokey.

Total 1

MOTIONS

Representative Ehli moved to re-refer **HB 110** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 137** to the Appropriations Committee. Without objection, so ordered.

Representative Staffanson moved to change his vote on **HB 300** from No to Yes. Without objection, so ordered.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, February 7, 2017.
Motion carried.

House adjourned at 2:43 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
TWENTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana
February 7, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Holmlund. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Knokey, excused. Quorum present.

Correctly printed: **HB 99, HB 137, HB 144, HB 145, HB 163, HB 195, HB 201, HB 213, HB 226, HB 248, HB 257, HB 276, HB 300, HB 304, HB 307, HB 384, HB 389, HB 390, HB 391, HB 392, HB 393, HB 394, HB 395, HB 396, HB 397, HB 398, HB 399, HB 400, HB 401, HB 402, HB 403, SB 10, SB 53, SJR 2.**

Correctly engrossed: **HB 95, HB 110, HB 173, HB 187, HB 219, HB 297.**

Correctly enrolled: **HB 122, HB 221.**

Signed by the President at 3:45 p.m., February 7, 2017: **HB 16, HB 25, HB 40, HB 120, HB 132.**

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair): 2/7/2017
SB 68, be concurred in. Report adopted.

NATURAL RESOURCES (White, Chair): 2/6/2017
HB 211, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 2/3/2017

SB 65, introduced by Wolken
SB 97, introduced by K. Regier
SB 118, introduced by McNally
SB 123, introduced by Swandal
SB 142, introduced by Facey

House bill concurred in and returned to the House: 2/3/2017

HB 221, introduced by D. Jones

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 404, introduced by L. Sheldon-Galloway, referred to Judiciary.

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HB 406, introduced by G. Hertz, referred to Judiciary.

HB 407, introduced by A. Hertz, B. Keenan, referred to Local Government.

HB 408, introduced by S. Lavin, M. Blasdel, referred to Transportation.

HB 409, introduced by Z. Brown, R. Fitzgerald, D. Mortensen, A. Olszewski, J. Patelis, referred to Human Services.

HB 410, introduced by R. Shaw, referred to Agriculture.

HB 411, introduced by A. Hertz, referred to Taxation.

HB 412, introduced by B. Grubbs, Z. Brown, F. Garner, D. Loge, W. Sales, referred to Business and Labor.

HB 413, introduced by J. Essmann, referred to Taxation.

HB 414, introduced by Z. Brown, referred to Natural Resources.

The following Senate bills were read first time, and referred to committees:

SB 65, introduced by C. Wolken (by request of the Commission on Sentencing), referred to Judiciary.

SB 97, introduced by K. Regier, referred to Judiciary.

SB 118, introduced by M. McNally, referred to Judiciary.

SB 123, introduced by N. Swandal, referred to Judiciary.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Bachmeier in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 96 - Representative Ehli moved consideration of **HB 96** be placed at the bottom of the second reading board. Motion carried.

Representative Knokey present at this time.

HB 126 - Representative Shaw moved **HB 126** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton,

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Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Brodehl, B. Brown, C Knudsen, Mandeville, Manzella, Usher.
Total 6

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 182 - Representative Garner moved **HB 182** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods.
Total 70

Nays: Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Flynn, Galloway, Galt, Greef, Harris, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 30

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 195 - Representative Holmlund moved **HB 195** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber,

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Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 201 - Representative Cook moved **HB 201** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Galt.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 245 - Representative Mandeville moved **HB 245** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson,

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Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Hayman, Olsen.
Total 2

Excused: None.
Total 0

Absent or not voting: Cook, Usher.
Total 2

HB 256 - Representative C. Knudsen moved **HB 256** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 96

Nays: Berglee, Jones, Manzella, Zolnikov.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 257 - Representative Hill Smith moved **HB 257** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith,

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Staffanson, Stewart-Per, Swanson, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: Beard, Brodehl, Doane, Galt, Glimm, C Knudsen, Noland, Regier, Rosendale, Skees, Trebas, Usher.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 271 - Representative Cook moved **HB 271** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 84

Nays: Berglee, Brodehl, B. Brown, Burnett, Glimm, C Knudsen, Manzella, Noland, Pierson, Ricci, Rosendale, Skees, Usher, Webb, White, Zolnikov.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 279 - Representative Rosendale moved **HB 279** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield,

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Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Harris.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 286 - Representative Shaw moved **HB 286** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 93

Nays: Abbott, Dudik, Dunwell, Hayman, Schreiner, Webber, Woods.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 305 - Representative Harris moved **HB 305** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr.

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Speaker.

Total 74

Nays: Abbott, Bennett, Bishop, Court, Doane, Dunwell, Eck, Ellis, Funk, Hayman, Karjala, Keane, Lynch, McConnell, Morigeau, Olsen, Peppers, Price, Rosendale, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Windy Boy, Woods.

Total 26

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 316 - Representative Holmlund moved **HB 316** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 96 - Representative Z. Brown moved **HB 96**, second reading copy, be amended as follows:

1. Title, page 1, line 7 through line 8.

Strike: "AND A TERMINATION DATE"

2. Page 1, line 22 through line 24.

Strike: "A LANDOWNER" on line 22 through "PROPERTY." on line 24

Insert: "A designee may be an immediate family member or an authorized full-time employee

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of the landowner."

3. Page 2, line 3.

Following: "and"

Insert: "and"

4. Page 2, line 5 through line 7.

Strike: subsection (D) in its entirety

Renumber: subsequent subsections

5. Page 2, line 8.

Following: "~~charge a fee or~~"

Insert: "charge a fee or"

6. Page 2, line 30.

Following: "~~and~~;"

Insert: "and"

7. Page 3, line 1 through line 3.

Strike: subsection (III) in its entirety

Renumber: subsequent subsections

8. Page 3, line 11.

Strike: section 3 in its entirety

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 48

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Harris, G Hertz, Hopkins, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 52

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

HB 96 - Representative B. Brown moved **HB 96**, second reading copy, be amended as follows:

1. Page 2, line 30.

Following: "and;"

Insert: "and"

2. Page 3, line 1 through line 3.

Strike: subsection (III) in its entirety

Renumber: subsequent subsections

Amendment **not** adopted as follows:

Yeas: Beard, B. Brown, Galt, Harris, C Knudsen, Manzella, Mortensen, Noland, Patelis, Rosendale, Staffanson, Trebas, Tschida, Vinton, White, Zolnikov, Mr. Speaker.

Total 17

Nays: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods.

Total 83

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 96 - Representative Z. Brown moved **HB 96** do pass. Motion **failed** as follows:

Yeas: Anderson, Ballance, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Loge, Mandeville, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 48

Nays: Abbott, Bachmeier, Bartel, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Grubbs, Hamilton, Hamlett,

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Harris, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Usher, Webber, Welch, Windy Boy, Woods.
Total 52

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Bachmeier moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.
Total 98

Nays: Morigeau.
Total 1

Excused: None.
Total 0

Absent or not voting: Mr. Speaker.
Total 1

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 99 passed as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Doane, Ehli, Essmann, Fern, Fitzgerald, Fleming, Galloway, Galt, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland,

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Patelis, Peppers, Perry, Regier, Ricci, Rosendale, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 76

Nays: Bachmeier, Court, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Flynn, Funk, Garner, Grubbs, Hayman, Hill-Smith, Jones, Kelker, O'Hara, Olsen, Pierson, Price, Redfield, Ryan, Sales, Wagoner.

Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 144 passed as follows:

Yeas: Abbott, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 83

Nays: Anderson, Ballance, Brodehl, B. Brown, Cuffe, Doane, Galloway, Glimm, Hopkins, Mandeville, Manzella, Mortensen, Regier, Skees, Tschida, White, Zolnikov.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 145 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III,

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Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 163 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: B. Brown, Manzella, Staffanson.
Total 3

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 213 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G

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Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 248 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 276 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik,

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Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Rosendale.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 300 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Stewart-Per.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 304 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Cuffe.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 307 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Beard, B. Brown, Hayman, Skees, Wagoner.
Total 5

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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MOTIONS

Representative Ehli moved to re-refer **HB 126** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 257** to the Appropriations Committee. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Wednesday, February 8, 2017. Motion carried.

House adjourned at 3:16 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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65TH LEGISLATURE
TWENTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana
February 8, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative A. Hertz. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

Correctly printed: **HB 126, HB 182, HB 195, HB 201, HB 211, HB 245, HB 256, HB 257, HB 271, HB 279, HB 286, HB 305, HB 316, SB 68, SB 404, SB 406, SB 407, SB 408, SB 409, SB 410, SB 411, SB 412, SB 413, SB 414.**

Examined by the sponsor and found to be correct: **HB 43, HB 63, HB 76, HB 115, HB 122, HB 221.**

Transmitted to the Senate: **HB 95, HB 182, HB 195, HB 201, HB 245, HB 256, HB 271, HB 279, HB 286, HB 305, HB 316.**

Signed by the President at 2:15 p.m., February 8, 2017: **HB 74, HB 88, HB 113, HB 197.**

Signed by the Speaker at 3:50 p.m., February 8, 2017: **HB 43, HB 63, HB 76, HB 221.**

Signed by the Chief Clerk of the House at 4:30 p.m., February 8, 2017: **HB 43, HB 63, HB 76, HB 221.**

Delivered to the Governor for approval at 11:45 a.m., February 8, 2017: **HB 16, HB 25, HB 40, HB 120, HB 132.**

REPORTS OF STANDING COMMITTEES

JUDICIARY (Doane, Chair):

2/8/2017

HB 62, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Following: "REVENUE TO"

Insert: "WORK COOPERATIVELY WITH THE OFFICE OF STATE PUBLIC DEFENDER TO"

2. Title, page 1, line 6.

Following: "DEFENDER SERVICES;"

Insert: "REQUIRING THE OFFICE OF COURT ADMINISTRATOR TO PREPARE AND PROVIDE A REPORT CONCERNING ASSESSED COSTS;"

3. Title, page 1, line 7.

Strike: "PUBLIC DEFENDER ACCOUNT"

Insert: "GENERAL FUND"

4. Title, page 1, line 8.

Strike: "DEPARTMENT OF REVENUE"

Insert: "OFFICE OF STATE PUBLIC DEFENDER"

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5. Title, page 1, line 9.

Following: "DATE"

Insert: "AND AN APPLICABILITY DATE"

6. Page 1, line 11.

Strike: everything after the enacting clause

Insert: "Section 1. Section 46-8-113, MCA, is amended to read:

"46-8-113. Payment by defendant for assigned counsel -- costs to be filed with court -- collection of unpaid costs. (1) Subject to the provisions of subsections (2) and (3), as part of or as a condition of a sentence that is imposed under the provisions of this title, the court shall determine whether a convicted defendant should pay the costs of counsel assigned to represent the defendant as follows:

(a) If the defendant pleads guilty prior to trial:

(i) to one or more misdemeanor charges and no felony charges, the cost of counsel is \$250; or

(ii) to one or more felony charges, the cost of counsel is \$800.

(b) If the case goes to trial, the defendant shall pay the costs incurred by the office of state public defender for providing the defendant with counsel in the criminal trial. ~~The~~ Upon request, the office of state public defender shall file with the court a statement of the hours spent on the case and the costs and expenses incurred for the trial.

~~(2) (a) Any costs imposed pursuant to this section must be paid in accordance with 46-18-251(2)(e).~~ The office of the court administrator shall prepare a single combined report for each court assessing costs under this section by individual defendant and provide a copy of the report to the office of state public defender on a monthly basis. The report must include available information to personally identify the defendant.

(b) The office of state public defender shall:

(i) notify the department of revenue of the defendant's unpaid costs and provide the department of revenue with the defendant's full name, social security number, and address and the amount of the defendant's unpaid costs; and

(ii) work cooperatively with the department of revenue to collect the defendant's unpaid costs.

(c) The department of revenue shall collect the defendant's unpaid costs assessed under this section. All costs collected by the department of revenue or the office of state public defender if the office receives or collects any costs owed under this section must be deposited in the state general fund and clearly credited against any balance owed by a defendant.

(d) The office of the court administrator, office of state public defender, and department of revenue shall develop a mutually agreed-upon report format and procedures for ensuring the timely and accurate transfer of information to collect unpaid costs assessed under this section.

(3) In any proceeding for the determination of whether a defendant is or will be able to pay the costs of counsel, the court shall question the defendant as to the defendant's ability to pay those costs and shall inform the defendant that purposely false or misleading statements by the defendant may result in criminal charges against the defendant.

(4) The court may not sentence a defendant to pay the costs for assigned counsel unless the defendant is or will be able to pay the costs imposed by subsection (1). The court may find that the defendant is able to pay only a portion of the costs assessed. In determining the amount and

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method of payment of costs, the court shall take into account the financial resources of the defendant and the nature of the burden that payment of costs will impose.

(5) A defendant who has been sentenced to pay costs may at any time petition the court that sentenced the defendant for remission of the payment of costs or of any unpaid portion of the costs. If it appears to the satisfaction of the court that payment of the amount due will impose manifest hardship on the defendant or the defendant's immediate family, the court may ~~remit~~ reduce all or part of the amount due in costs or modify the method of payment. The court shall notify the office of state public defender of any reduction to the amount due.

(6) A defendant's obligation to make payments for the cost of counsel is suspended during periods of incarceration.

(7) Any costs imposed under this section must be included in the court's judgment.""

Insert: "NEW SECTION. Section 2. Effective date. [This act] is effective July 1, 2017."

Insert: "NEW SECTION. Section 3. Applicability. [This act] applies to costs assessed against a defendant on or after July 1, 2017."

And, as amended, do pass. Report adopted.

HB 77, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Strike: "DEPARTMENT-LEVEL"

Strike: "GOVERNOR"

Insert: "DIRECTOR OF THE DEPARTMENT OF ADMINISTRATION"

2. Title, page 1, line 8.

Following: "ADVISORY"

Insert: "AND TEMPORARY"

3. Title, page 1, line 10.

Strike: "OFFICE"

Insert: "DIVISION"

4. Title, page 1, line 11.

Strike: "OFFICE"

Insert: "DIVISION"

5. Title, page 1, line 14.

Strike: "2-15-104, 2-15-111,"

6. Title, page 1, line 16.

Following: "46-17-203,"

Insert: "46-21-111,"

7. Title, page 1, line 18.

Following: "72-5-408, MCA;"

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Strike: "AND"

Insert: "REPEALING SECTION 2-15-1028, MCA;"

8. Title, page 1, line 19.

Following: "VOIDNESS"

Insert: "; AND PROVIDING EFFECTIVE DATES"

9. Page 1, line 23 through page 3, line 8.

Strike: section 1 through section 2 in their entirety

Renumber: subsequent sections

10. Page 3, line 10.

Strike: "(1)"

11. Page 3, line 11 through line 12.

Strike: "governor" on line 11 through "subsection (2)" on line 12

Insert: "director of the department of administration"

12. Page 3, line 13.

Strike: "governor"

Insert: "director of the department of administration"

13. Page 3, line 14 through line 17.

Strike: subsection (2) in its entirety

14. Page 3, line 21.

Strike: "[section 3]"

Insert: "[section 1]"

15. Page 5, line 4.

Strike: "[section 3]"

Insert: "[section 1]"

16. Page 6, line 12.

Strike: "[section 3]"

Insert: "[section 1]"

17. Page 6, line 13.

Strike: "chief public defender"

Insert: "public defender division administrator"

18. Page 6, line 16.

Strike: "chief public defender"

Insert: "public defender division administrator"

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19. Page 6, line 17.

Strike: "chief appellate defender"

Insert: "appellate defender division administrator"

20. Page 6, line 19.

Strike: "chief conflict defender"

Insert: "conflict defender division administrator"

21. Page 7, line 4.

Strike: "[section 27]"

Insert: "[section 26]"

22. Page 8, line 12.

Strike: "[section 27]"

Insert: "[section 26]"

23. Page 9, line 12.

Strike: "[section 27]"

Insert: "[section 26]"

24. Page 9, line 15.

Strike: "[section 27]"

Insert: "[section 26]"

25. Page 9, line 20.

Strike: "[section 27]"

Insert: "[section 26]"

26. Page 10, line 1.

Strike: "[section 27]"

Insert: "[section 26]"

27. Page 10, line 6.

Strike: "[section 27]"

Insert: "[section 26]"

28. Page 11, line 26.

Strike: "office of chief appellate defender"

Insert: "appellate defender division"

29. Page 12, line 4.

Strike: "[section 27]"

Insert: "[section 26]"

30. Page 12, line 13.

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Strike: "[section 3]"

Insert: "[section 1]"

31. Page 12, line 27.

Strike: "[section 3]"

Insert: "[section 1]"

32. Page 13, line 11.

Strike: "[section 3]"

Insert: "[section 1]"

33. Page 13, line 17.

Strike: "[section 3]"

Insert: "[section 1]"

34. Page 13, line 30.

Strike: "[section 3]"

Insert: "[section 1]"

35. Page 14, line 12.

Strike: "[section 3]"

Insert: "[section 1]"

36. Page 15, line 8.

Strike: "[section 27]"

Insert: "[section 26]"

37. Page 15, line 25.

Strike: "[section 3]"

Insert: "[section 1]"

38. Page 16.

Following: line 3

Insert: "**Section 18.** Section 46-21-111, MCA, is amended to read:

"46-21-111. Preservation and disposal of biological evidence obtained in criminal proceeding. (1) (a) A law enforcement agency shall preserve biological evidence that the agency has reason to believe contains DNA material and that is obtained in connection with a felony for which a conviction is obtained. The agency shall preserve the evidence for a minimum of 3 years after the conviction in the case becomes final or for any period beyond 3 years that is required by a court order issued within 3 years after the conviction in the case becomes final.

(b) An agency may propose to dispose of biological evidence before the expiration of the time period described in subsection (1)(a) if the agency notifies the convicted person, the attorney of record for the convicted person, and the Montana chief public defender division administrator. The notification must include a description of the biological evidence, a statement that the agency will dispose of the evidence unless a party files an objection in writing within 120 days from the date

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of service of the notification in the court that entered the judgment, and the name and mailing address of the court where an objection may be filed. If an objection to the disposition of the evidence is not filed within the 120-day period, the agency may dispose of the evidence. If a written objection is filed, the court shall consider the reasons for and against disposition of the evidence, may hold a hearing on the proposed disposition of the evidence, and shall issue an order ruling on the matter as required by the interests of justice and the integrity of the criminal justice system.

(c) If a party objects to the disposition of the biological evidence, the agency has the burden of proving by a preponderance of the evidence that the evidence should be disposed of.

(2) Upon completion of laboratory analysis, the laboratory operated by the forensic sciences division of the department of justice shall permanently preserve under laboratory control any remaining biological evidence collected from items submitted to it.

(3) For purposes of this section, the following definitions apply:

(a) "Biological evidence" means any item that contains blood, semen, hair, saliva, skin tissue, fingernail scrapings, bone, bodily fluids, or other identifiable biological material, including the contents of a sexual assault examination kit, that is collected as part of a criminal investigation or that may reasonably be used to incriminate or exculpate any person of an offense.

(b) "DNA" means deoxyribonucleic acid."

Renumber: subsequent sections

39. Page 16, line 22.

Strike: "[section 3]"

Insert: "[section 1]"

40. Page 18, line 3.

Strike: subsection (1) in its entirety

Renumber: subsequent subsections

41. Page 18, line 6 through line 7.

Strike: "governor" on line 6 through "[section 3]" on line 7

Insert: "director of the department of administration as provided in [section 1]"

42. Page 18, line 10.

Strike: "[section 3]"

Insert: "[section 1]"

43. Page 18, line 13.

Strike: "office" through "defender"

Insert: "appellate defender division and the conflict defender division"

44. Page 20, line 18.

Following: "report"

Insert: "-- report"

45. Page 20, line 19.

Strike: "in consultation with the commission"

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46. Page 20, line 21.

Strike: "chief public defender"

Insert: "public defender division administrator"

47. Page 20, line 22.

Strike: "chief public defender"

Insert: "public defender division administrator"

48. Page 20, line 23.

Strike: "chief public defender"

Insert: "public defender division administrator"

49. Page 20, line 24.

Strike: "chief appellate defender"

Insert: "appellate defender division administrator"

50. Page 20, line 25.

Strike: "chief appellate defender"

Insert: "appellate defender division administrator"

51. Page 20, line 26.

Strike: "chief appellate defender"

Insert: "appellate defender division administrator"

52. Page 20, line 27.

Strike: "chief conflict defender"

Insert: "conflict defender division administrator"

53. Page 20, line 28.

Strike: "chief conflict defender"

Insert: "conflict defender division administrator"

54. Page 20, line 29.

Strike: "chief conflict defender"

Insert: "conflict defender division administrator"

55. Page 21, line 15 through line 17.

Following: "submitted by the" on line 15

Strike: remainder of line 15 through line 17

Insert: "public defender division administrator, the central services division administrator, the appellate defender division administrator, and the conflict defender division administrator;"

56. Page 21, line 21.

Strike: "and"

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57. Page 21, line 23.

Strike: " "

Insert: "; and

(e) examine workloads and workload standards for all levels within the office of state public defender and include its findings in the biennial report provided for in [section 28]."

58. Page 23, line 2.

Following: line 2

Insert: "(3) By August 1 of each year, the state treasurer shall transfer the unencumbered balance in the public defender account to the state general fund."

59. Page 24, line 12.

Strike: "office"

Insert: "division"

Strike: "[section 27]"

Insert: "[section 26]"

60. Page 25, line 2.

Following: line 2

Insert: "(6) The central services division shall review all applications for court-appointed counsel in order to determine whether applicants are eligible. The central services division shall ensure that determinations based on presumptive eligibility, income and assets, and substantial hardships are done in a consistent manner throughout the state. The central services division shall verify information on the application form for all applicants seeking counsel under subsection (3)(b)."

Renumber: subsequent subsections

61. Page 25, line 3.

Strike: "office"

Insert: "central services division"

62. Page 25, line 5.

Following: "process is"

Insert: "done timely and is"

63. Page 25, line 17.

Strike: "chief conflict defender"

Insert: "conflict defender division administrator"

64. Page 25, line 18.

Strike: "office to"

Insert: "defender division"

65. Page 25, line 19 through line 20.

Strike: "office of chief public" on line 19 through "appellate defender" on line 20

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Insert: "public defender division or the appellate defender division"

66. Page 25, line 21 through line 22.

Strike: "chief conflict defender"

Insert: "conflict defender division administrator"

67. Page 25, line 23.

Strike: "chief conflict defender"

Insert: "conflict defender division administrator"

68. Page 25, line 24.

Strike: "chief public defender"

Insert: "public defender division administrator"

69. Page 25, line 25.

Strike: "chief conflict defender"

Insert: "conflict defender division administrator"

70. Page 25, line 27.

Strike: "chief conflict defender"

Insert: "conflict defender division administrator"

71. Page 25, line 29.

Strike: "office"

Insert: "division"

72. Page 25, line 30.

Following: "central services"

Strike: "office"

Insert: "division"

Following: "The"

Strike: "office"

Insert: "division"

73. Page 26, line 1.

Strike: "office"

Insert: "division"

74. Page 26, line 3.

Strike: "office"

Insert: "division"

75. Page 26, line 6.

Following: "47-1-210;"

Strike: "and"

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Following: line 6

Insert: "(d) provide administrative support to the director; and"

Renumber: subsequent subsection

76. Page 26, line 9.

Following: "central services"

Strike: "office"

Insert: "division"

77. Page 26, line 10 through line 11.

Strike: "chief" on line 10 through "conflict defender" on line 11

Insert: "public defender division administrator, appellate defender division administrator, and conflict defender division administrator"

78. Page 26, line 20.

Strike: "office"

Insert: "division"

79. Page 27, line 5 through line 6.

Strike: "offices" on line 5 through "conflict defender" on line 6

Insert: "public defender division, the appellate defender division, and the conflict defender division"

80. Page 27, line 14 through line 15.

Following: "represented by the"

Strike: "office of chief" on line 14 through "conflict defender" on line 15

Insert: "public defender division, the appellate defender division, and the conflict defender division"

81. Page 27, line 24.

Following: "(2)"

Strike: "(a)"

82. Page 27, line 29.

Following: "each case type."

Insert: "The report must be provided in an electronic format."

83. Page 27, line 30 through page 28, line 4.

Strike: subsection (b) through subsection (c) in their entirety

84. Page 28, line 7.

Strike: "Office" through "defender"

Insert: "Public defender division"

85. Page 28, line 8.

Strike: "an office" through "defender"

Insert: "a public defender division"

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86. Page 28, line 9.

Strike: "office is the chief public defender"

Insert: "division is the public defender division administrator"

87. Page 28, line 10.

Strike: "chief public defender"

Insert: "public defender division administrator"

88. Page 28, line 10 through line 12.

Strike: the second "chief public" on line 10 through "defender" on line 11

Insert: "public defender division administrator"

Strike: "chief public" on line 11 through "defender" on line 12

Insert: "public defender division administrator"

89. Page 28, line 15.

Strike: "chief public defender"

Insert: "public defender division administrator"

90. Page 28, line 16.

Strike: "office of ~~state~~ chief public defender"

Insert: "public defender division"

91. Page 28, line 27.

Strike: "office of chief public defender"

Insert: "public defender division"

92. Page 29, line 26.

Strike: "Chief public defender"

Insert: "Public defender division administrator"

93. Page 29, line 27.

Strike: "chief public defender"

Insert: "public defender division administrator"

94. Page 30, line 8.

Strike: "office"

Insert: "division"

Strike: "[section 27]"

Insert: "[section 26]"

95. Page 30, line 17.

Strike: "office"

Insert: "division"

96. Page 30, line 25.

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Strike: "chief public defender"

Insert: "public defender division administrator"

97. Page 30, line 28.

Strike: "Office of chief appellate defender -- chief appellate defender"

Insert: "Appellate defender division -- division administrator"

98. Page 30, line 28 through line 29.

Strike: "office of" on line 28 through "chief appellate defender" on line 29

Insert: "appellate defender division"

Strike: "office of chief appellate defender" on line 29

Insert: "appellate defender division"

99. Page 30, line 30.

Strike: "chief appellate defender"

Insert: "appellate defender division administrator"

100. Page 31, line 1.

Strike: "office of chief appellate defender"

Insert: "appellate defender division"

Strike: "chief appellate defender"

Insert: "appellate defender division administrator"

101. Page 31, line 5.

Strike: "chief appellate defender"

Insert: "appellate defender division administrator"

102. Page 31, line 6.

Strike: "chief appellate defender"

Insert: "appellate defender division administrator"

103. Page 31, line 8.

Strike: "chief appellate defender"

Insert: "appellate defender division administrator"

104. Page 31, line 9 through line 10.

Strike: "office of" on line 9 through "defender" on line 10

Insert: "appellate defender division"

105. Page 31, line 11.

Strike: "office of chief appellate defender"

Insert: "appellate defender division"

106. Page 31, line 17.

Strike: "office of chief appellate defender"

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Insert: "appellate defender division"

107. Page 31, line 21.

Strike: "office of chief appellate defender"

Insert: "appellate defender division"

108. Page 31, line 23.

Strike: "office provided for in [section 27]"

Insert: "division provided for in [section 26]"

109. Page 31, line 24 through line 25.

Strike: "office of" on line 24 through "defender" on line 25

Insert: "appellate defender division"

110. Page 31, line 29.

Strike: "chief appellate defender"

Insert: "appellate defender division administrator"

111. Page 32, line 2 through line 3.

Strike: "office" on line 2 through "[section 27]" on line 3

Insert: "division provided for in [section 26]"

112. Page 32, line 4.

Strike: "administrator of the central services office"

Insert: "central services division administrator"

113. Page 32, line 20.

Strike: "chief public defender"

Insert: "public defender division administrator"

114. Page 32, line 23.

Strike: "chief public defender"

Insert: "public defender division administrator"

115. Page 33, line 1.

Strike: "chief public defender"

Insert: "public defender division administrator"

116. Page 33, line 3.

Strike: "chief public defender"

Insert: "public defender division administrator"

117. Page 33, line 6.

Strike: "chief public defender"

Insert: "public defender division administrator"

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118. Page 33, line 7 through line 8.

Strike: "chief public" through "defender" on line 8

Insert: "the public defender division administrator"

119. Page 33, line 9.

Strike: "chief public defender"

Insert: "public defender division administrator"

120. Page 33, line 10.

Strike: "chief public defender"

Insert: "public defender division administrator"

121. Page 33, line 15 through line 16.

Strike: ", in consultation with the commission,"

122. Page 33, line 17.

Strike: "office provided for in [section 27]"

Insert: "division provided for in [section 26]"

123. Page 33, line 20.

Strike: "office"

Insert: "division"

124. Page 33, line 21 through line 22.

Strike: "administrator" on line 21 through "office" on line 22

Insert: "central services division administrator"

125. Page 34, line 4.

Strike: "appearing before the following specialty courts"

126. Page 34, line 5.

Following: "fee"

Strike: ":",

Insert: ":",

127. Page 34, line 6 through line 11.

Strike: line 6 through line 11 in their entirety

128. Page 34, line 17 through line 18.

Strike: "that meets" on line 17 through "commission" on line 18

129. Page 34, line 26.

Strike: "in accordance" through "commission"

130. Page 34, line 27 through line 28.

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Strike: "chief public defender" on line 27 through "conflict defender" on line 28

Insert: "public defender division administrator, deputy public defenders, appellate defender division administrator, and conflict defender division administrator"

131. Page 35, line 19.

Strike: "[section 3]"

Insert: "[section 1]"

132. Page 37, line 1.

Strike: "[section 3]"

Insert: "[section 1]"

133. Page 38, line 6.

Strike: "[section 3]"

Insert: "[section 1]"

134. Page 39, line 11.

Strike: "[section 3]"

Insert: "[section 1]"

135. Page 40, line 5.

Strike: "[section 3]"

Insert: "[section 1]"

136. Page 40, line 11.

Strike: "[section 3]"

Insert: "[section 1]"

137. Page 40, line 19.

Strike: "[section 3]"

Insert: "[section 1]"

138. Page 41, line 11.

Strike: "[section 3]"

Insert: "[section 1]"

139. Page 43, line 30.

Strike: "[section 3]"

Insert: "[section 1]"

140. Page 44, line 27.

Strike: "[section 3]"

Insert: "[section 1]"

141. Page 45, line 9.

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Strike: "[section 3]"

Insert: "[section 1]"

142. Page 45, line 19 through line 20.

Strike: "[section 3]"

Insert: "[section 1]"

143. Page 46, line 15.

Strike: "[section 3]"

Strike: "[section 1]"

144. Page 47, line 1.

Following: line 1

Insert: "NEW SECTION. **Section 45. Repealer.** The following section of the Montana Code Annotated is repealed:

2-15-1028. Public defender commission.

"

Renumber: subsequent sections

145. Page 47, line 4.

Strike: "The governor" on line 4 through "January 1, 2018." on line 5.

Insert: "(1) The director of the department of administration shall hire the director of the office of state public defender by July 1, 2017. Within 30 days of [the effective date of this section], the public defender advisory commission shall submit a list of nominees for the position of director of the office of state public defender to the director of the department of administration. The director of the department of administration shall consider the nominees on the list but may hire a director whose name was not included on the list.

(2) By September 1, 2018, the office of state public defender shall report to the law and justice interim committee on the status of the termination of the public defender advisory commission."

146. Page 47, line 8.

Strike: "[Section 3]"

Insert: "[Section 1]"

147. Page 47, line 9.

Strike: "[section 3]"

Insert: "[section 1]"

148. Page 47, line 10.

Strike: "[Sections 27 and 28]"

Insert: "[Sections 26 and 27]"

149. Page 47, line 11.

Strike: "[sections 27 and 28]"

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Insert: "[sections 26 and 27]"

150. Page 47, line 13.

Strike: "[section 3]"

Insert: "[section 1]"

151. Page 47, line 19.

Following: line 19

Insert: "NEW SECTION. Section 48. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Renumber: subsequent sections

152. Page 47, line 23.

Following: line 23

Insert: "NEW SECTION. Section 50. Effective dates. (1) Except as provided in subsections (2) and (3), [this act] is effective July 1, 2017.

(2) [Sections 1 and 46] and this section are effective on passage and approval.

(3) [Section 45] is effective July 1, 2019."

And, as amended, do pass. Report adopted.

HB 302, do pass. Report adopted.

HB 306, do pass. Report adopted.

HB 342, do pass. Report adopted.

LOCAL GOVERNMENT (Greef, Chair):

2/7/2017

HB 225, introduced bill, be amended as follows:

1. Page 1, line 25.

Strike: "is allocated"

Insert: "must be transferred"

2. Page 2, line 9.

Following: "of the"

Insert: "state-maintained"

3. Page 2, line 12.

Following: "of the"

Insert: "state-maintained"

4. Page 11, line 11.

Following: "(21)(a)"

Strike: "Unless"

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Insert: "If"
Strike: "\$2"
Insert: "\$5"

5. Page 11, line 14.
Following: "to the"
Insert: "department of"
Following: "transportation"
Strike: "commission"

6. Page 11, line 16 through 17.
Strike: "certify that the person does not intend to use shared-use paths and may"

7. Page 11, line 17.
Following: "written"
Insert: "or electronic"
Following: "election"
Strike: "not"

8. Page 11, line 18.
Strike: "\$2"
Insert: "\$5"

9. Page 11, line 18 through line 22.
Following: "(21)(a)."
Strike: remainder of line 18 through line 22

And, as amended, do pass. Report adopted.

HB 317, introduced bill, be amended as follows:

1. Page 2, lines 15 and 16.
Following: "hearing" on line 15
Insert: ", "
Strike: "or a" on line 15 through "76-3-615₁" on line 16

2. Page 2, line 18.
Following: "apply."
Insert: "The governing body shall state in the subdivision regulations adopted pursuant to 76-3-504 whether or not a public hearing will be required for first minor subdivisions."

And, as amended, do pass. Report adopted.

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STATE ADMINISTRATION (Mandeville, Chair):

2/8/2017

HB 288, do pass. Report adopted.

SB 131, be amended as follows:

1. Page 1, line 10 through line 22.

Strike: line 10 through line 22 in their entirety

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

House bills concurred in and returned to the House:

2/6/2017

HB 43, introduced by Fern

HB 63, introduced by Hamilton

HB 76, introduced by G. Hertz

HB 115, introduced by Kipp

Senate bills passed and transmitted to the House for concurrence:

2/6/2017

SB 117, introduced by R. Webb

SB 129, introduced by Caferro

House amendments to Senate joint resolution concurred in:

2/6/2017

SJR 1, introduced by Thomas

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 405, introduced by R. Cook, referred to Local Government.

HB 415, introduced by S. Morigeau, D. Bartel, J. Eck, G. Hertz, M. Hopkins, C. Knudsen, S. Lavin, Z. Perry, G. Pierson, A. Redfield, T. Richmond, D. Salomon, S. Stewart-Peregoy, D. Zolnikov, referred to Transportation.

HB 417, introduced by K. McCarthy, K. Abbott, B. Bennett, K. Kelker, S. Morigeau, C. Schreiner, T. Woods, referred to Judiciary.

HB 418, introduced by K. McCarthy, F. Anderson, K. Kelker, S. Vinton, T. Woods, referred to Education.

HB 419, introduced by W. Curdy, G. Kipp III, R. Peppers, J. Small, B. Smith, F. Smith, S. Stewart-Peregoy, G. Vuckovich, S. Webber, L. Whitford, J. Windy Boy, referred to Agriculture.

HB 420, introduced by B. Hamlett, A. Knudsen, referred to Taxation.

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The following Senate bills were read first time, and referred to committees:

SB 117, introduced by R. Webb, referred to Judiciary.

SB 129, introduced by M. Caferro, referred to Human Services.

SB 142, introduced by T. Facey, referred to Business and Labor.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Mandeville in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Ricci rose on a **Point of Personal Privilege** and read the following statement from SB 278, 62nd Legislative Session. " WHEREAS, the Legislature believes it is appropriate to allow Montana consumers a choice on whether they want to participate in air ambulance service membership programs as a means to offset the costs of air ambulance services, while supporting the continued availability of these services in their communities."

HB 73 - Representative Lynch moved **HB 73** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: B. Brown, Burnett, C Knudsen, Manzella, Noland, Rosendale.
Total 6

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 173 - Representative Dudik moved **HB 173** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 187 - Representative Hamilton moved **HB 187** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Galt, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lynch, McConnell, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.
Total 54

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Galloway, Garner, Glimm, Greef, Gunderson, Harris, Holmlund, Hopkins, Jones, C Knudsen, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 46

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 211 - Representative Hamlett moved **HB 211**, second reading copy, be amended as follows:

1. Page 3, line 5.

Following: "numbers"

Insert: ", including the number of leks,"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Staffanson, Usher.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 211 - Representative Hamlett moved **HB 211** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 99

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Nays: Zolnikov.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 219 - Representative Z. Brown moved **HB 219** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Regier.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 226 - Representative Perry moved **HB 226**, second reading copy, be amended as follows:

1. Title, page 1, line 4.

Strike: "INCREASING"

Insert: "ALLOWING FOR AN INCREASE OF"

2. Page 1, line 12.

Following: "25%"

Insert: "or 50%"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Court,

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Cuffe, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Lynch, Mandeville, McCarthy, McConnell, McKamey, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods.

Total 67

Nays: Ballance, Berglee, Brodehl, B. Brown, Cook, Custer, Essmann, Flynn, Galt, Garner, Glimm, Harris, G Hertz, Hopkins, Jones, Knokey, Loge, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Tschida, Usher, Wagoner, White, Zolnikov, Mr. Speaker.

Total 32

Excused: None.

Total 0

Absent or not voting: Morigeau.

Total 1

HB 226 - Representative Perry moved **HB 226** do pass as amended. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 54

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Dunwell, Ehli, Essmann, Flynn, Galloway, Glimm, Greef, Harris, Holmlund, Hopkins, Jones, Knokey, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 297 - Representative A. Hertz moved **HB 297** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Burnett, Essmann.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 4 - Representative Fern moved **HJR 4** do pass. Motion **failed** as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Z. Brown, Cook, Cuffe, Custer, Doane, Essmann, Fern, Fitzgerald, Flynn, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, McKamey, Mortensen, Patelis, Pierson, Redfield, Ricci, Sales, Shaw, Smith, Staffanson, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 46

Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, Brodehl, B. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Fleming, Funk, Galloway, Glimm, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Karjala, Kelker, Kipp III, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Price, Regier, Rosendale, Ryan, Schreiner, Skees, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webber, Woods.
Total 54

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 10 - Representative Redfield moved **SB 10** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 41 - Representative W. Sales moved **SB 41** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 53 - Representative Galt moved **SB 53** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Bartel, Bennett, Karjala, Lynch, Mandeville, Morigeau, Peppers, Pierson, Smith, Windy Boy.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 68 - Representative Olsen moved **SB 68** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: B. Brown, Cuffe, Doane, Glimm, G Hertz, Hopkins, Wagoner.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SJR 2 - Representative Bishop moved **SJR 2** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, Morigeau, O'Hara, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 72

Nays: Ballance, Beard, Brodehl, B. Brown, Glimm, Harris, A Hertz, Hopkins, Jones, C Knudsen, Lenz, Mandeville, Manzella, McConnell, McKamey, Mortensen, Noland, Olsen, Patelis, Redfield, Regier, Skees, Staffanson, Tschida, Usher, Wagoner, White.

Total 27

Excused: None.

Total 0

Absent or not voting: Doane.

Total 1

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Mandeville moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Mandeville.

Total 1

Excused: None.

Total 0

Absent or not voting: Curdy, Garner, Greef, Hopkins.

Total 4

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 95 passed as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 71

Nays: Anderson, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Galloway, Glimm, G Hertz, Hopkins, Jacobson, Jones, C Knudsen, Lavin, Lenz, Loge, Mortensen, Noland, O'Hara, Price, Ricci, Rosendale, Tschida, Usher, Wagoner, Zolnikov, Mr. Speaker.

Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 182 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods.

Total 74

Nays: Brodehl, B. Brown, Burnett, Cuffe, Doane, Flynn, Galt, Greef, Harris, G Hertz, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Redfield, Regier, Ricci, Staffanson, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 26

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HB 195 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 201 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 245 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curtis, Custer, Doane, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 87

Nays: Curdy, Dudik, Eck, Ellis, Funk, Hamilton, Hayman, Hill-Smith, Karjala, McConnell, Olsen, Ryan, Woods.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 256 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Manzella.

Total 1

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 271 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Berglee, Brodehl, Burnett, Glimm, Noland, Pierson, Ricci, Usher, Webb.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 279 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 286 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 92

Nays: Abbott, Dunwell, Ellis, Hayman, Peppers, Schreiner, Webber, Woods.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 305 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 79

Nays: Abbott, Bachmeier, Bennett, Bishop, Doane, Dunwell, Eck, Ellis, Funk, Hamilton, Hayman, Karjala, Keane, McConnell, Morigeau, Olsen, Peppers, Ryan, Schreiner, Stewart-Per, Woods.

Total 21

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 316 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Ehli moved to re-refer **HB 187** to the Appropriations Committee. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 415**
Motion carried.

HB 415 (S. Morigeau, Chief Sponsor)
Whitford.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Wednesday, February 8, 2017. Motion carried.

House adjourned at 2:17 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
TWENTY-NINTH LEGISLATIVE DAY**

Helena, Montana
February 9, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Garner. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Windy Boy, excused. Quorum present.

Correctly printed: **HB 73, HB 173, HB 187, HB 219, HB 297, HB 288, HB 302, HB 306, HB 342, HB 405, HB 415, HB 417, HB 418, HB 419, HB 420, SB 10, SB 41, SB 53, SB 68, SJR 2.**

Correctly engrossed: **HB 62, HB 77, HB 225, HB 317, SB 131.**

Transmitted to the Senate: **HB 73, HB 173, HB 219, HB 297, SB 10, SB 41, SB 53, SB 68, SJR 2.**

Signed by the Speaker at 11:50 a.m., February 9, 2017: **HB 115, HB 122.**

Signed by the Chief Clerk of the House at 2:45 p.m., February 9, 2017: **HB 115, HB 122.**

Delivered to the Governor for approval at 10:51 a.m., February 9, 2017: **HB 39, HB 42, HB 74, HB 88, HB 113, HB 197.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

2/8/2017

HB 152, do pass. Report adopted.

HB 209, do pass. Report adopted.

HB 255, introduced bill, be amended as follows:

1. Page 2, line 1.

Strike: "section,"aircraft""

Insert: "section:

(a) "Aircraft""

2. Page 2, line 2.

Insert: "(b) "Campaign activity" includes the following activities:

(i) making or attending a campaign speech;

(ii) attending a campaign rally, a fundraiser for a candidate or a political party, a candidate forum, or a block party in support of a candidate;

(iii) visiting a campaign headquarters; or

(iv) participating in a parade as a candidate."

And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair):

2/9/2017

HB 347, do pass. Report adopted.

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HUMAN SERVICES (Wagoner, Chair):

2/8/2017

HB 220, do pass. Report adopted.

HB 266, do pass. Report adopted.

HJR 6, be adopted. Report adopted.

JUDICIARY (Doane, Chair):

2/8/2017

HB 280, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Following: "POSSESSED"

Insert: "AND CONCEALED"

2. Page 1, line 10.

Following: "property."

Strike: "A"

Insert: "(1) Except as provided in subsection (2), a"

3. Page 1, line 11.

Following: "possessed"

Insert: "and concealed"

4. Page 1, line 12.

Strike: ", either openly or concealed,"

5. Page 1, line 12.

Following: line 12

Insert: "(2) This section does not apply to a state prison as defined in 53-30-101."

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (White, Chair):

2/8/2017

HB 228, introduced bill, be amended as follows:

1. Page 3, line 1.

Strike: "subsection"

Insert: "subsections"

Following: "(2)"

Insert: "and (5)"

2. Page 6.

Following: line 11

Insert: "(6) Administrative costs paid from the account are limited to \$400,000 in each fiscal year."

Renumber: subsequent subsections

3. Page 7.

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Following: line 11

Insert: "(6) Administrative costs paid from the account are limited to \$400,000 in each fiscal year."

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

HB 337, do pass. Report adopted.

HB 339, introduced bill, be amended as follows:

1. Page 4, line 24 through page 8, line 8.

Strike: section 2 in its entirety

Insert: "**Section 2.** Section 85-2-306, MCA, is amended to read:

"85-2-306. Exceptions to permit requirements. (1) (a) Except as provided in subsection (1)(b), ground water may be appropriated only by a person who has a possessory interest in the property where the water is to be put to beneficial use and exclusive property rights in the ground water development works.

(b) If another person has rights in the ground water development works, water may be appropriated with the written consent of the person with those property rights or, if the ground water development works are on national forest system lands, with any prior written special use authorization required by federal law to occupy, use, or traverse national forest system lands for the purpose of diversion, impoundment, storage, transportation, withdrawal, use, or distribution of water under the certificate.

(c) If the person does not have a possessory interest in the real property from which the ground water may be appropriated, the person shall provide to the owner of the real property written notification of the works and the person's intent to appropriate ground water from the works. The written notification must be provided to the landowner at least 30 days prior to constructing any associated works or, if no new or expanded works are proposed, 30 days prior to appropriating the water. The written notification under this subsection is a notice requirement only and does not create an easement in or over the real property where the ground water development works are located.

(2) Inside the boundaries of a controlled ground water area, ground water may be appropriated only:

(a) according to a permit received pursuant to 85-2-508; or

(b) according to the requirements of a rule promulgated pursuant to 85-2-506.

(3) (a) Outside the boundaries of a controlled ground water area, a permit is not required before appropriating ground water by means of a well or developed spring:

(i) when the appropriation is made by a local governmental fire agency organized under Title 7, chapter 33, and the appropriation is used only for emergency fire protection, which may include enclosed storage;

(ii) when a maximum appropriation of 350 gallons a minute or less is used in nonconsumptive geothermal heating or cooling exchange applications, all of the water extracted is returned without delay to the same source aquifer, and the distance between the extraction well and both the nearest existing well and the hydraulically connected surface waters is more than twice the distance between the extraction well and the injection well;

(iii) when the appropriation is outside a stream depletion zone, is 35 gallons a minute or

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less, and does not exceed 10 acre-feet a year, ~~except that a combined appropriation from the same source by two or more wells or developed springs exceeding 10 acre-feet, regardless of the flow rate, requires a permit~~ and an additional 0.25 acre-feet a year for a gray water system as defined in 15-24-3201; or

(iv) when the appropriation is within a stream depletion zone, is 20 gallons a minute or less, and does not exceed 2 acre-feet a year, ~~except that a combined appropriation from the same source by two or more wells or developed springs exceeding this limitation requires a permit and~~ an additional 0.25 acre-feet a year for a gray water system as defined in 15-24-3201.

(b) Within a tract of record, as defined in 76-3-103, in existence on October 18, 2014, regardless of any subsequent division of that tract, an appropriation under subsections (3)(a)(iii) and (3)(a)(iv) may not be located less than:

(i) 660 feet from another well or developed spring that was appropriated pursuant to subsections (3)(a)(iii), (3)(a)(iv), and (3)(d) within a basin closed pursuant to 85-2-319, 85-2-321, 85-2-330, 85-2-336, 85-2-341, 85-2-343, or 85-2-344 or from a stream depletion zone, except as provided in subsection (3)(c) of this section; and

(ii) 330 feet from another well or developed spring that was appropriated pursuant to subsections (3)(a)(iii), (3)(a)(iv), and (3)(d) outside a basin closed pursuant to 85-2-319, 85-2-321, 85-2-330, 85-2-336, 85-2-341, 85-2-343, or 85-2-344, except as provided in subsection (3)(c) of this section.

(c) The conditions in subsection (3)(b) do not apply to the distance between appropriations that are located on:

(i) separate tracts of record, as defined in 76-3-103, and in existence on or before October 17, 2014; or

(ii) separate tracts of record subsequently created by any pending project, development, or subdivision for which the application and required fees were received by the department of environmental quality in accordance with 76-4-125 or by the local reviewing authority in accordance with 76-3-604(1)(a) on or before October 17, 2014.

(d) A combined appropriation from the same source by two or more wells or developed springs exceeding the volume limitations in subsections (3)(a)(iii) and (3)(a)(iv) requires a permit.

~~(b)(e)~~ (i) Within 60 days of completion of the well or developed spring and appropriation of the ground water for beneficial use, the appropriator shall file a notice of completion with the department on a form provided by the department through its offices.

(ii) Upon receipt of the notice, the department shall review the notice and may, before issuing a certificate of water right, return a defective notice for correction or completion, together with the reasons for returning it. A notice does not lose priority of filing because of defects if the notice is corrected, completed, and refiled with the department within 30 days of notification of defects or within a further time as the department may allow, not to exceed 6 months.

(iii) If a notice is not corrected and completed within the time allowed, the priority date of appropriation is the date of refiled a correct and complete notice with the department.

~~(e)(f)~~ A certificate of water right may not be issued until a correct and complete notice has been filed with the department, including proof of landowner notification or a written federal special use authorization as necessary under subsection (1). The original of the certificate must be sent to the appropriator. The department shall keep a copy of the certificate in its office in Helena. The date of filing of the notice of completion is the date of priority of the right.

(4) An appropriator of ground water by means of a well or developed spring first put to beneficial use between January 1, 1962, and July 1, 1973, who did not file a notice of completion,

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as required by laws in force prior to April 14, 1981, with the county clerk and recorder shall file a notice of completion, as provided in subsection (3), with the department to perfect the water right. The filing of a claim pursuant to 85-2-221 is sufficient notice of completion under this subsection. The priority date of the appropriation is the date of the filing of a notice, as provided in subsection (3), or the date of the filing of the claim of existing water right.

(5) An appropriation under subsection (4) is an existing right, and a permit is not required. However, the department shall acknowledge the receipt of a correct and complete filing of a notice of completion, except that for an appropriation of 35 gallons a minute or less, not to exceed 10 acre-feet a year, the department shall issue a certificate of water right. If a certificate is issued under this section, a certificate need not be issued under the adjudication proceedings provided for in 85-2-236.

(6) A permit is not required before constructing an impoundment or pit and appropriating water for use by livestock if:

- (a) the maximum capacity of the impoundment or pit is less than 15 acre-feet;
- (b) the appropriation is less than 30 acre-feet a year;
- (c) the appropriation is from an ephemeral stream, an intermittent stream, or another source other than a perennial flowing stream; and
- (d) the impoundment or pit is to be constructed on and will be accessible to a parcel of land that is owned or under the control of the applicant and that is 40 acres or larger.

(7) (a) Within 60 days after constructing an impoundment or pit, the appropriator shall apply for a permit as prescribed by this part. Subject to subsection (7)(b), upon receipt of a correct and complete application for a stock water provisional permit, the department shall automatically issue a provisional permit. If the department determines after a hearing that the rights of other appropriators have been or will be adversely affected, it may revoke the permit or require the permittee to modify the impoundment or pit and may then make the permit subject to terms, conditions, restrictions, or limitations that it considers necessary to protect the rights of other appropriators.

(b) If the impoundment or pit is on national forest system lands, an application is not correct and complete under this section until the applicant has submitted proof of any written special use authorization required by federal law to occupy, use, or traverse national forest system lands for the purpose of diversion, impoundment, storage, transportation, withdrawal, use, or distribution of water under the permit.

(8) A person may also appropriate water without applying for or prior to receiving a permit under rules adopted by the department under 85-2-113.

(9) Pursuant to 85-20-1902, the provisions of this section do not apply within the exterior boundaries of the Flathead Indian reservation."

2. Page 9, line 1.

Strike: "(3)(b)"

Insert: "(3)(e)"

3. Page 9, line 6.

Strike: "(3)(b)"

Insert: "(3)(e)"

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And, as amended, do pass. Report adopted.

TAXATION (Essmann, Chair):

2/9/2017

HB 331, introduced bill, be amended as follows:

1. Title, page 1, line 8.

Strike: "SECTION"

Insert: "SECTIONS 15-10-420 and"

2. Page 2, line 25.

Following: "(d)"

Insert: "(i)"

3. Page 2, line 26.

Strike: "(i)"

Insert: "(A)"

4. Page 2, line 28.

Strike: "(ii)"

Insert: "(B)"

5. Page 2, line 30.

Strike: "(iii)"

Insert: "(C)"

6. Page 3, line 2.

Following: line 1

Insert: "(ii) The term does not include a physician who provides services to patients."

7. Page 3, line 9.

Following: line 8

Insert: "**Section 2.** Section 15-10-420, MCA, is amended to read:

"15-10-420. Procedure for calculating levy. (1) (a) Subject to the provisions of this section, a governmental entity that is authorized to impose mills may impose a mill levy sufficient to generate the amount of property taxes actually assessed in the prior year plus one-half of the average rate of inflation for the prior 3 years. The maximum number of mills that a governmental entity may impose is established by calculating the number of mills required to generate the amount of property tax actually assessed in the governmental unit in the prior year based on the current year taxable value, less the current year's newly taxable value, plus one-half of the average rate of inflation for the prior 3 years.

(b) A governmental entity that does not impose the maximum number of mills authorized under subsection (1)(a) may carry forward the authority to impose the number of mills equal to the difference between the actual number of mills imposed and the maximum number of mills authorized to be imposed. The mill authority carried forward may be imposed in a subsequent tax year.

(c) For the purposes of subsection (1)(a), the department shall calculate one-half of the

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average rate of inflation for the prior 3 years by using the consumer price index, U.S. city average, all urban consumers, using the 1982-84 base of 100, as published by the bureau of labor statistics of the United States department of labor.

(2) A governmental entity may apply the levy calculated pursuant to subsection (1)(a) plus any additional levies authorized by the voters, as provided in 15-10-425, to all property in the governmental unit, including newly taxable property.

(3) (a) For purposes of this section, newly taxable property includes:

- (i) annexation of real property and improvements into a taxing unit;
- (ii) construction, expansion, or remodeling of improvements;
- (iii) transfer of property into a taxing unit;
- (iv) subdivision of real property; and
- (v) transfer of property from tax-exempt to taxable status.

(b) Newly taxable property does not include:

(i) an increase in value that arises because of an increase in the incremental value within a tax increment financing district; or

(ii) property for which the property tax exemption is revoked pursuant to [section 1].

(4) (a) For the purposes of subsection (1), the taxable value of newly taxable property includes the release of taxable value from the incremental taxable value of a tax increment financing district because of:

(i) a change in the boundary of a tax increment financing district;

(ii) an increase in the base value of the tax increment financing district pursuant to 7-15-4287; or

(iii) the termination of a tax increment financing district.

(b) If a tax increment financing district terminates prior to the certification of taxable values as required in 15-10-202, the increment value is reported as newly taxable property in the year in which the tax increment financing district terminates. If a tax increment financing district terminates after the certification of taxable values as required in 15-10-202, the increment value is reported as newly taxable property in the following tax year.

(c) For the purpose of subsection (3)(a)(ii), the value of newly taxable class four property that was constructed, expanded, or remodeled property since the completion of the last reappraisal cycle is the current year market value of that property less the previous year market value of that property.

(d) For the purpose of subsection (3)(a)(iv), the subdivision of real property includes the first sale of real property that results in the property being taxable as class four property under 15-6-134 or as nonqualified agricultural land as described in 15-6-133(1)(c).

(5) Subject to subsection (8), subsection (1)(a) does not apply to:

(a) school district levies established in Title 20; or

(b) a mill levy imposed for a newly created regional resource authority.

(6) For purposes of subsection (1)(a), taxes imposed do not include net or gross proceeds taxes received under 15-6-131 and 15-6-132.

(7) In determining the maximum number of mills in subsection (1)(a), the governmental entity:

(a) may increase the number of mills to account for a decrease in reimbursements; and

(b) may not increase the number of mills to account for a loss of tax base because of legislative action that is reimbursed under the provisions of 15-1-121(7).

(8) The department shall calculate, on a statewide basis, the number of mills to be imposed

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for purposes of 15-10-108, 20-9-331, 20-9-333, 20-9-360, and 20-25-439. However, the number of mills calculated by the department may not exceed the mill levy limits established in those sections. The mill calculation must be established in tenths of mills. If the mill levy calculation does not result in an even tenth of a mill, then the calculation must be rounded up to the nearest tenth of a mill.

(9) (a) The provisions of subsection (1) do not prevent or restrict:

- (i) a judgment levy under 2-9-316, 7-6-4015, or 7-7-2202;
- (ii) a levy to repay taxes paid under protest as provided in 15-1-402;
- (iii) an emergency levy authorized under 10-3-405, 20-9-168, or 20-15-326;
- (iv) a levy for the support of a study commission under 7-3-184;
- (v) a levy for the support of a newly established regional resource authority;
- (vi) the portion that is the amount in excess of the base contribution of a governmental entity's property tax levy for contributions for group benefits excluded under 2-9-212 or 2-18-703;

or

(vii) a levy for reimbursing a county for costs incurred in transferring property records to an adjoining county under 7-2-2807 upon relocation of a county boundary.

(b) A levy authorized under subsection (9)(a) may not be included in the amount of property taxes actually assessed in a subsequent year.

(10) A governmental entity may levy mills for the support of airports as authorized in 67-10-402, 67-11-301, or 67-11-302 even though the governmental entity has not imposed a levy for the airport or the airport authority in either of the previous 2 years and the airport or airport authority has not been appropriated operating funds by a county or municipality during that time.

(11) The department may adopt rules to implement this section. The rules may include a method for calculating the percentage of change in valuation for purposes of determining the elimination of property, new improvements, or newly taxable value in a governmental unit."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 335, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 2/7/2017

SB 58, introduced by McNally

SB 93, introduced by Richmond

SB 116, introduced by Blasdel

SB 128, introduced by Salomon

SB 135, introduced by McClafferty

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

2/7/2017

HB 18, introduced by Jacobson

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HB 125, introduced by Curdy
HB 138, introduced by Fern
HB 191, introduced by Berglee

2/8/2017

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 416, introduced by E. Greef, referred to Local Government.
HB 421, introduced by R. Brodehl, referred to Education.
HB 422, introduced by R. Cook, L. Jones, referred to Local Government.
HB 423, introduced by S. Berglee, A. Doane, L. Jones, A. Knudsen, T. Manzella, D. Salomon, D. Skees, referred to Education.
HB 424, introduced by Z. Brown, J. Pomnichowski, C. Vincent, referred to Natural Resources.
HB 425, introduced by J. Price, referred to Business and Labor.
HB 426, introduced by J. Price, referred to Judiciary.
HB 427, introduced by A. Knudsen, J. Pomnichowski, referred to Judiciary.
HB 428, introduced by D. Jones, D. Bartel, M. Blasdel, E. Greef, D. Lenz, W. McKamey, J. Trebas, B. Tschida, referred to Business and Labor.
HB 429, introduced by M. Cuffe, referred to Natural Resources.
HB 430, introduced by A. Hertz, M. Blasdel, referred to Business and Labor.
HB 431, introduced by E. Hill Smith, referred to Judiciary.

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 8, introduced by B. Tschida, referred to Judiciary.

The following Senate bills were read first time, and referred to committees:

SB 58, introduced by M. McNally (by request of the State Auditor), referred to Business and Labor.
SB 93, introduced by T. Richmond, referred to Energy, Technology, and Federal Relations.
SB 116, introduced by M. Blasdel, referred to Business and Labor.
SB 128, introduced by D. Salomon, referred to Business and Labor.
SB 135, introduced by E. McClafferty, referred to Education.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Z. Brown in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

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HB 18 - Senate Amendments - Representative Jacobson moved Senate Amendments to **HB 18** not be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Doane, Schreiner.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 125 - Senate Amendments - Representative Curdy moved Senate Amendments to **HB 125** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Bartel, Burnett, Hopkins, Redfield, Rosendale.
Total 5

Excused: None.
Total 0

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Absent or not voting: None.

Total 0

HB 138 - Senate Amendments - Representative Fern moved Senate Amendments to **HB 138** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 288 - Representative Bennett moved **HB 288** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Garner, Greef, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 64

Nays: Anderson, Bartel, Berglee, Brodehl, B. Brown, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Glimm, Grubbs, Harris, Holmlund, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, Patelis, Redfield, Regier, Ricci, Skees, Staffanson, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.

Total 36

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 302 - Representative Funk moved **HB 302** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, B. Brown, Z. Brown, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Webber, Windy Boy, Woods, Zolnikov.

Total 68

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, Burnett, Cook, Cuffe, Galloway, Galt, Glimm, Greef, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Keane, Lenz, Lynch, Mandeville, McCarthy, O'Hara, Sales, Skees, Tschida, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 32

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 306 - Representative Harris moved **HB 306** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 342 - Representative Fitzgerald moved **HB 342** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 79

Nays: Abbott, Bennett, Bishop, Court, Dunwell, Eck, Ellis, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, McConnell, Morigeau, Olsen, Price, Ryan, Schreiner, Windy Boy, Woods.

Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Z. Brown moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

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Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 73 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: B. Brown, Burnett, Hopkins, C Knudsen, Manzella, Noland, Rosendale, Staffanson.

Total 8

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

HB 173 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

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Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

HB 219 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Regier.

Total 1

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

HB 297 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch,

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White, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Burnett.

Total 1

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

SB 10 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

SB 41 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith,

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Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

SB 53 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 92

Nays: Bennett, Hill-Smith, Morigeau, Olsen, Peppers, Smith, Woods.

Total 7

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

SB 68 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher,

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Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: B. Brown, Cuffe, Doane, Glimm, Manzella, Noland.
Total 6

Excused: None.
Total 0

Absent or not voting: Windy Boy.
Total 1

SJR 2 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Knokey, Lavin, Loge, Lynch, McCarthy, McKamey, O'Hara, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.
Total 66

Nays: Ballance, Beard, Brodehl, B. Brown, Burnett, Cuffe, Doane, Fern, Fitzgerald, Glimm, Harris, Hopkins, Jones, Kipp III, C Knudsen, Lenz, Mandeville, Manzella, McConnell, Morigeau, Mortensen, Noland, Olsen, Patelis, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, White.
Total 33

Excused: None.
Total 0

Absent or not voting: Windy Boy.
Total 1

MOTIONS

Representative Ehli moved to re-refer **HB 302** to the Appropriations Committee. Without objection, so ordered.

Representative Essmann moved to re-refer **HB 239** to the Taxation Committee.

Mr. Speaker ruled the motion out of order.

Representative Essmann withdrew his motion.

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Representative Ehli moved to appoint a Free Conference Committee on **HB 18** and request the Senate to appoint a like committee. Motion carried. Speaker Knudsen appointed:

2/9/2017

Representative Galt
Representative Jacobson
Representative Redfield

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned names be **ADDED** as sponsors to **HB 406**
Motion carried.

HB 406 (G. Hertz, Chief Sponsor)
Galt, Harris, D. Jones, Lavin, Manzella, Mortensen, Ricci, Skees, Staffanson, and Tschida.

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 370**
Motion carried.

HB 370 (B. Bennett, Chief Sponsor)
Wagoner.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Friday, February 10, 2017.
Motion carried.

House adjourned at 1:51 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
THIRTIETH LEGISLATIVE DAY**

Helena, Montana
February 10, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Jacobson. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Gunderson, Price, Windy Boy, excused. Quorum present.

BILLS (Ricci, Chair):

2/10/2017

Correctly printed: **HB 152, HB 209, HB 220, HB 266, HB 288, HB 302, HB 306, HB 335, HB 337, HB 342, HB 347, HB 416, HB 421, HB 422, HB 423, HB 424, HB 425, HB 426, HB 427, HB 428, HB 429, HB 430, HB 431, HJR 6, HJR 8.**

Correctly engrossed: **HB 228, HB 255, HB 280, HB 331, HB 339.**

Correctly enrolled: **HB 65, HB 80, HB 87, HB 150, HB 166.**

Transmitted to the Senate: **HB 152, HB 209, HB 211, HB 226, HB 288, HB 306, HB 342.**

REPORTS OF STANDING COMMITTEES

FISH, WILDLIFE AND PARKS (Flynn, Chair):

2/9/2017

HJR 7, be adopted. Report adopted.

HB 289, introduced joint resolution, be amended as follows:

1. Title, page 1, line 4 through line 5.

Strike: "REQUIRING" on line 4 through "ADDITIONAL" on line 5

Insert: "REVISING"

2. Title, page 1, line 5 through line 6.

Following: "RULEMAKING" on line 5

Insert: ";

Strike: "PENALTIES" on line 5 through "ASSISTANT" on line 6

Insert: "REVISING DEFINITIONS"

3. Page 1.

Following: line 23

Insert: "(6) "Emergency" means an unforeseen combination of circumstances or the resulting state that calls for immediate action."

Renumber: subsequent subsections

4. Page 2, line 8.

Strike: "in the case of an emergency, but the"

Insert: "when a guide's license cannot be readily attained prior to the service of a participant due to an emergency. The"

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5. Page 3, line 28.

Following: "and"

Insert: "and"

6. Page 3, line 29.

Strike: ", and annual reporting and auditing related to the use of outfitter's assistants"

7. Page 3 through page 4.

Strike: line 30 on page 3 through line 7 on page 4

Insert: "must also identify data that may be collected regarding use of outfitter's assistants."

8. Page 5, line 3 through page 6, line 2.

Strike: section 3 in its entirety

Insert: "**Section 3.** Section 37-47-325, MCA, is amended to read:

"37-47-325. (Temporary) Outfitter's assistants -- exemption from licensing. (1) An outfitter may hire or retain an outfitter's assistant.

(2) An outfitter's assistant is not required to obtain a license under this chapter.

(3) The outfitter's assistant must carry proof of employment as ~~provided in 37-47-404(4)(b)~~ pending adoption of proof of employment required by the board by rule.

(4) (a) An outfitter who employs or retains an outfitter's assistant is responsible for ensuring that the outfitter's assistant:

(i) safeguards the public health, safety, and welfare while providing services; and

(ii) is qualified and competent to perform the tasks of a guide.

(b) The board shall hold an outfitter who employs or retains an outfitter's assistant responsible under the provisions of 37-1-316, 37-47-341, and 37-47-402 for any acts or omissions by the outfitter's assistant in the ordinary course and scope of duties assigned by the outfitter.

(5) The outfitter's assistant may not be employed or retained by an outfitter for more than 15 days in a calendar year unless the outfitter's assistant is actively obtaining a guide's license pursuant to this part and the board determines that the license application is routine for purposes of 37-1-101.

(6) An outfitter may use more than one outfitter's assistant in a calendar year.

(7) An outfitter's assistant may be employed or retained by an outfitter on more than one occasion in a calendar year if:

(a) the outfitter's assistant is not employed or retained for more than 15 days as an outfitter's assistant in that calendar year; or

(b) the outfitter's assistant is actively obtaining a guide's license and the board determines that the license application is routine for purposes of 37-1-101. ~~(Terminates December 31, 2017--sec. 1, Ch. 136, L. 2015.)"~~

And, as amended, be adopted. Report adopted.

HB 311, introduced joint resolution, be amended as follows:

1. Title, page 1, line 6.

Strike: "PROVIDING PENALTIES;"

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2. Page 1, line 11.

Following: "veterans"

Strike: "are"

Insert: "may be"

3. Page 1, line 15 through line 17.

Strike: "Block" on line 15 through "basis." on line 17

4. Page 1, line 26 through page 2, line 4.

Strike: line 26 on page 1 through line 4 on page 2

Renumber: subsequent sections

5. Page 2, line 6.

Strike: "(1)"

6. Page 2, line 8 through line 9.

Strike: subsection (2) in its entirety

And, as amended, be adopted. Report adopted.

SB 52, be concurred in. Report adopted.

JUDICIARY (Doane, Chair):

2/10/2017

HB 149, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Strike: "SCANNER"

Insert: "READER"

2. Title, page 1, line 7.

Strike: "SCANNER"

Insert: "READER"

3. Page 1, line 11.

Strike: "scanner"

Insert: "reader"

4. Page 1, line 13.

Strike: "scanner"

Insert: "reader"

5. Page 1, line 14.

Strike: "scanner"

Insert: "reader"

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6. Page 1, line 22.

Strike: "scanners"

Insert: "readers"

7. Page 2, line 2.

Strike: "scanner"

Insert: "reader"

8. Page 2, following line 3.

Insert: "(d) State or local law enforcement may use a device and equipment, including license plate readers if necessary, if the following requirements are met:

(i) A state or local law enforcement agency that uses an automatic license plate reader system shall adopt and publicize a written policy governing its use before the automatic license plate reader system is operational. The policy must address the following:

(A) use of any database to compare data obtained by the automatic license plate reader system;

(B) retention of data associated with the automatic license plate reader system;

(C) sharing of the data with another law enforcement agency;

(D) training of automatic license plate reader system operators;

(E) supervisory oversight of automatic license plate reader system use;

(F) access to and security of data;

(G) access to data obtained by automatic license plate reader systems not operated by the law enforcement agency; and

(H) any other subjects related to automatic license plate reader system use by the law enforcement agency.

(ii) At least once every year, the law enforcement agency shall audit its automatic license plate reader system use and effectiveness and report the findings to the head of the law enforcement agency responsible for operating the system.

(iii) Data obtained by a law enforcement agency in accordance with this subsection (2)(d) must be obtained, accessed, preserved, or disclosed only for law enforcement or criminal justice purposes.

(iv) A law enforcement agency that uses a license plate reader system shall:

(A) maintain a record of users who access license plate reader data. The record must be maintained indefinitely.

(B) keep system maintenance and calibration schedules and records on file.

(v) Operation of a license plate reader and access to data collected by a license plate reader must be for official law enforcement purposes only. A license plate reader must be used only to scan, detect, and identify a license plate number for the purpose of identifying a vehicle that is:

(A) stolen;

(B) associated with a wanted, missing, or endangered person;

(C) registered to a person against whom there is an outstanding warrant;

(D) in violation of commercial trucking requirements;

(E) involved in case-specific criminal investigative surveillance;

(F) involved in a homicide, shooting, or other major crime or incident; or

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(G) in the vicinity of a recent crime and may be connected to that crime.

(vi) A positive match by a license plate reader alone does not constitute reasonable suspicion as grounds for a law enforcement officer to stop a vehicle. The officer shall:

(A) develop independent reasonable suspicion for the stop; or

(B) immediately confirm visually that the license plate on a vehicle matches the image of the license plate displayed on the license plate reader and confirm by other means that the license plate number meets one of the criteria specified in subsection (2)(d)(v).

(vii) A law enforcement agency that uses an automatic license plate reader system in accordance with this section shall update the system from the databases specified pursuant to subsection (2)(d)(i) every 24 hours if an update is available or as soon as practicable after an update becomes available.

(viii) A license plate reader may be installed for the sole purpose of recording and checking license plates and may not be capable of photographing, recording, or producing images of the occupants of a vehicle."

9. Page 2, line 6.

Strike: "In"

Insert: "As used in"

Strike: "license plate scanner"

Insert: "the following definitions apply: (a) "Law enforcement agency" means:

(i) an agency or officer of the state of Montana or a political subdivision that is empowered by the laws of this state to conduct investigations or to make arrests; and

(ii) an attorney, including the attorney general, who is authorized by the laws of this state to prosecute or to participate in the prosecution of a person who is arrested or who may be subject to a civil action related to or concerning an arrest.

(b) "License plate reader"

10. Page 2, following line 13.

Insert: "NEW SECTION. **Section 2. Preservation and disclosure of records by law enforcement agency.** (1) Except as provided in subsection (2), captured license plate data obtained by an automatic license plate reader system that is operated by or on behalf of a law enforcement agency for law enforcement purposes pursuant to [section 1(2)(d)] may not be preserved for more than 90 days after the date that the data is captured.

(2) Data obtained by an automatic license plate reader may be preserved for more than 90 days pursuant to any of the following:

(a) a preservation request submitted pursuant to subsection (3);

(b) a search warrant issued pursuant to 46-5-220;

(c) a federal search warrant issued in compliance with the Federal Rules of Civil Procedure.

(3) Upon the request of a law enforcement agency, the custodian of captured license plate data shall take all necessary steps to immediately preserve captured license plate data in its possession. A requesting agency must specify in a sworn written statement:

(a) the location of the particular camera or cameras for which captured license plate data must be preserved;

(b) the particular license plate for which captured license plate data must be preserved;

(c) the date or dates and timeframes for which captured license plate data must be

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preserved;

(d) specific and articulable facts showing that there are reasonable grounds to believe that the captured license plate data is relevant and material to an ongoing criminal or missing persons investigation or is needed to prove a violation of a motor carrier safety regulation; and

(e) the case and the identity of the parties involved in the case.

(4) One year from the date of the initial preservation request, the captured license plate data obtained by an automatic license plate reader system must be destroyed according to the custodian's record or data retention policy, unless the custodian receives another preservation request within the 1-year period. If the custodian receives another preservation request, the 1-year retention period resets based on the date of the second request.

(5) License plate data captured in accordance with [section 1] is a public record but is protected from disclosure under the provisions of Title 2, chapter 6, parts 10 through 12, except to the person to whom the license plate is registered.

(6) Nothing in this section may be construed as requiring the disclosure of captured license plate data if a law enforcement agency determines that disclosure of that data will compromise an ongoing investigation.

(7) Captured license plate data may not be sold for any purpose."

Renumber: subsequent sections

11. Page 2, line 16.

Following: "1"

Insert: "(2)(a) through (2)(c)"

12. Page 2, line 23.

Strike: "and 2"

Insert: "through 3"

13. Page 2, line 25.

Strike: "and 2"

Insert: "through 3"

And, as amended, do pass. Report adopted.

HB 168, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Following: "CASES;"

Insert: "PROVIDING DEFINITIONS;"

2. Page 1, line 10.

Following: "expungement"

Insert: "-- definitions"

3. Page 1, line 16.

Following: "(a)"

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Insert: "(i)"

4. Page 1, line 18.

Strike: "and"

Insert: "or"

5. Page 1, line 18.

Following: line 18

Insert: "(ii) the person has applied to a United States military academy, has applied to enlist in the armed forces or national guard, or is currently serving in the armed forces or national guard and is prohibited from enlisting or holding a certain position due to a prior conviction; and"

6. Page 1, line 21.

Strike: "two"

Insert: "one"

7. Page 1, line 22.

Following: "45-5-201"

Strike: "or"

Insert: ", "

8. Page 1, line 22.

Following: "45-5-206"

Insert: ", stalking under 45-5-220, a violation of a protective order under 45-5-626, or driving under the influence of alcohol or drugs under Title 61, chapter 8, part 4"

9. Page 1, line 23.

Following: "must be sent"

Insert: "by the person whose records are to be expunged"

10. Page 1, line 24.

Following: "offense,"

Insert: "the clerk of the court in which the person was sentenced,"

11. Page 1, line 26 through line 28.

Strike: subsection (5) in its entirety

Renumber: subsequent subsections

12. Page 2, line 2.

Following: "person's life."

Insert: "A person submitting a petition for expungement under this section must be fingerprinted for purposes of determining prior convictions."

13. Page 2, line 2.

Following: line 2

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Insert: "(7) The department of justice shall expunge any records under this section within existing department resources.

(8) For purposes of this section, the following definitions apply:

(a) "Expunge" or "expungement" means to permanently destroy, delete, or erase a record of an offense from the criminal history record information system maintained by the department of justice in a manner that is appropriate for the record's physical or electronic form.

(b)(i) "Record" means any identifiable description, notation, or photograph of an arrest and detention; complaint, indictment, or information and disposition arising from a complaint, indictment, or information; sentence; correctional status; release; and court document or filing.

(ii) The term does not include a fingerprint record or data that may be maintained for investigative purposes."

And, as amended, do pass. Report adopted.

HB 340, do pass. Report adopted.

LOCAL GOVERNMENT (Greef, Chair):

2/9/2017

HB 301, do pass. Report adopted.

SB 39, be concurred in. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):

2/10/2017

HB 86, introduced bill, be amended as follows:

1. Page 9, line 6.

Strike: "organizations"

Insert: "families"

And, as amended, do pass. Report adopted.

HB 283, introduced bill, be amended as follows:

1. Page 1, line 16.

Strike: "administered"

Insert: "awarded"

2. Page 1, line 17.

Following: "2016"

Insert: ", to the extent the information is available"

3. Page 1, line 21.

Following: "(d) the"

Insert: "award"

Strike: "and"

4. Page 1, line 22.

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Following: "grant"

Insert: "; and
(f) the grant period"

5. Page 1, line 30.

Strike: "administered"

Insert: "awarded"

6. Page 2, line 4.

Following: "(d) the"

Insert: "award"

Strike: "and"

7. Page 2, line 5.

Following: "grant"

Insert: "; and
(f) the grant period"

And, as amended, do pass. Report adopted.

HB 287, do pass. Report adopted.

TAXATION (Essmann, Chair):

2/10/2017

SB 85, do concur. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

2/8/2017

SB 86, introduced by Richmond

SB 119, introduced by Hinkle

SB 165, introduced by Salomon

House bill not concurred in and returned to the House:

2/8/2017

HB 55, introduced by Loge

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

2/8/2017

HB 59, introduced by Dudik

HB 146, introduced by Zolnikov

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House bills concurred in and returned to the House:

2/8/2017

HB 65, introduced by Holmlund
HB 80, introduced by Curdy
HB 87, introduced by Swanson
HB 150, introduced by White
HB 166, introduced by Trebas

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 432, introduced by B. Hamlett, P. Connell, C. Glimm, C. Knudsen, C. Vincent, G. Vuckovich, referred to Natural Resources.
HB 433, introduced by B. Hamlett, P. Connell, T. Richmond, C. Vincent, G. Vuckovich, referred to Natural Resources.
HB 434, introduced by K. Flynn, D. Bartel, B. Brown, J. Cohenour, A. Doane, R. Fitzgerald, W. Galt, C. Glimm, S. Gunderson, B. Hamlett, B. Harris, D. Kary, D. Mortensen, A. Redfield, B. Tschida, referred to Fish, Wildlife and Parks.
HB 435, introduced by T. Burnett, referred to Human Services.
HB 436, introduced by T. Burnett, referred to State Administration.
HB 437, introduced by S. Lavin, M. Blasdel, B. Brown, T. Facey, W. Galt, C. Knudsen, Z. Perry, referred to Fish, Wildlife and Parks.
HB 438, introduced by K. Holmlund, referred to Judiciary.
HB 439, introduced by R. Ehli, referred to State Administration.
HB 440, introduced by J. Keane, referred to Transportation.

The following Senate bills were read first time, and referred to committees:

SB 86, introduced by T. Richmond, referred to Taxation.
SB 119, introduced by J. Hinkle, referred to Fish, Wildlife and Parks.
SB 165, introduced by D. Salomon, referred to Business and Labor.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative White in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 59 - Senate Amendments - Representative Dudik moved Senate Amendments to **HB 59** do concur. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 62 - Representative Brodehl moved **HB 62** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Tschida.
Total 1

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HB 77 - Representative Brodehl moved **HB 77** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 191 - Senate Amendments - Representative Berglee moved Senate Amendments to **HB 191** do concur. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Bennett, Z. Brown, Curtis, Smith, Webber.
Total 5

Excused: None.
Total 0

Absent or not voting: None.

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Total 0

Representative Curtis excused at this time.

HB 220 - Representative McCarthy moved **HB 220** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 266 - Representative Ballance moved **HB 266** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 317 - Representative W. Sales moved **HB 317** do pass. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, White, Windy Boy, Woods.

Total 50

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Zolnikov, Mr. Speaker.

Total 50

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 335 - Representative Trebas moved **HB 335** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 66

Nays: Abbott, Bachmeier, Bishop, Z. Brown, Court, Curdy, Curtis, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McConnell, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods.

Total 34

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 337 - Representative Hamlett moved **HB 337** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 347 - Representative D. Jones moved **HB 347** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair White moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 92

Nays: Karjala, Peppers, Smith, Woods.

Total 4

Excused: None.

Total 0

Absent or not voting: Curtis, Gunderson, Price, Windy Boy.

Total 4

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 125 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 90

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Nays: Bartel, Beard, B. Brown, Redfield, Rosendale, Wagoner.

Total 6

Excused: None.

Total 0

Absent or not voting: Curtis, Gunderson, Price, Windy Boy.

Total 4

HB 138 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Curtis, Gunderson, Price, Windy Boy.

Total 4

HB 152 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 93

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Nays: Hamilton, Keane, Smith.

Total 3

Excused: None.

Total 0

Absent or not voting: Curtis, Gunderson, Price, Windy Boy.

Total 4

HB 209 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 69

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Dunwell, Eck, Fern, Fleming, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, McConnell, Morigeau, Olsen, Pierson, Ryan, Smith, Swanson, Webber, Woods.

Total 27

Excused: None.

Total 0

Absent or not voting: Curtis, Gunderson, Price, Windy Boy.

Total 4

HB 211 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Mr. Speaker.

Total 95

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Nays: Zolnikov.

Total 1

Excused: None.

Total 0

Absent or not voting: Curtis, Gunderson, Price, Windy Boy.

Total 4

HB 226 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lynch, McCarthy, McConnell, Morigeau, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Regier, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Woods.

Total 63

Nays: Ballance, Bartel, Beard, Berglee, B. Brown, Burnett, Dunwell, Ehli, Essmann, Flynn, Harris, Hopkins, Jones, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, O'Hara, Redfield, Ricci, Rosendale, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 33

Excused: None.

Total 0

Absent or not voting: Curtis, Gunderson, Price, Windy Boy.

Total 4

HB 288 passed as follows:

Yeas: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Regier, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Woods, Zolnikov.

Total 61

Nays: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Grubbs, Holmlund, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, O'Hara, Redfield, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.

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Total 35

Excused: None.

Total 0

Absent or not voting: Curtis, Gunderson, Price, Windy Boy.

Total 4

HB 306 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: Curtis, Gunderson, Price, Windy Boy.

Total 4

HB 342 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 78

Nays: Abbott, Bennett, Bishop, Court, Dunwell, Eck, Ellis, Funk, Hayman, Hill-Smith, Karjala, Kelker, McCarthy, McConnell, Morigeau, Olsen, Ryan, Woods.

Total 18

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Excused: None.

Total 0

Absent or not voting: Curtis, Gunderson, Price, Windy Boy.

Total 4

MOTIONS

Representative Ehli moved to re-refer **HB 62** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 77** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 335** to the Appropriations Committee. Without objection, so ordered.

Representative Tschida rose on a **Point of Personal Privilege** and apologized for his language during second reading discussion.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Monday, February 13, 2017. Motion carried.

House adjourned at 2:14 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
THIRTY-FIRST LEGISLATIVE DAY**

Helena, Montana
February 13, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Manzella. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Curtis, Kipp III and Windy Boy, excused. Quorum present.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

2/13/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Friday, February 10, 2017:

Kierra Johnson, Great Falls
Olivia Boysza, Butte
Joriann Heikinen, Butte
Kaden Sangray, Cameron
Logan Laity, Helena
Leah Aigner, Shepherd

and recommend that the following pages of the House be employed as of 8:00 a.m., Monday, February 13, 2017:

Morgan Hopkin, Billings
Naomi Doney, Billings
Hannah Konen, Fairfield
Kallie Linse, Laurel
Halley Haden, Missoula
Annika Cahill, Scobey
Hunter Flynn, Whitehall

Report Adopted.

BILLS (Ricci, Chair):

2/13/2017

Correctly printed: **HB 62, HB 77, HB 220, HB 266, HB 287, HB 301, HB 335, HB 337, HB 340, HB 347, HB 432, HB 433, HB 434, HB 435, HB 436, HB 437, HB 438, HB 439, HB 440, HJR 7, SB 39, SB 52, SB 85.**

Correctly engrossed: **HB 86, HB 149, HB 168, HB 283, HB 289, HB 311.**

Examined by the sponsor and found to be correct: **HB 65, HB 80, HB 87, HB 150, HB 166.**

Transmitted to the Senate: **HB 220, HB 266, HB 337, HB 347.**

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Delivered to the Governor for approval at 11:57 a.m., February 13, 2017: **HB 43, HB 63, HB 76, HB 115, HB 122, HB 221.**

REPORTS OF STANDING COMMITTEES

EDUCATION (Berglee, Chair):

2/13/2017

HB 270, introduced bill, be amended as follows:

1. Title, page 1, line 11.

Following: "20-7-308,"

Insert: "20-9-326,"

2. Page 11, line 5.

Following: "criteria for approval of"

Insert: "high school"

3. Page 11, line 22.

Following: "In order for a"

Insert: "high school"

4. Page 11, line 27.

Following: "~~secondary~~"

Insert: "high school"

5. Page 11, line 29.

Following: "appropriation for"

Insert: "high school"

6. Page 11, line 30.

Following: "providing approved"

Insert: "high school"

7. Page 12, line 3.

Following: "~~secondary~~"

Insert: "high school"

8. Page 12, line 9.

Following: "~~secondary~~"

Insert: "high school"

9. Page 12, line 16.

Following: "~~secondary~~"

Insert: "high school"

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10. Page 13, line 1 through line 5.

Strike: subsection (3) in its entirety

Renumber: subsequent subsections

11. Page 13, line 6.

Strike: "subsections"

Insert: "subsection"

Strike: "and (3)(b)"

12. Page 13, line 9.

Strike: "subsections"

Insert: "subsection"

Strike: "and (3)(b)"

13. Page 13, line 17.

Following: "(6)"

Insert: "(a)"

14. Page 13, line 19.

Following: "20-9-507 and"

Insert: ", except as provided in subsection (5)(b),"

Following: "~~secondary~~"

Insert: "high school"

15. Page 13, line 21.

Following: "required by 20-9-213."

Insert: "(b) A K-12 school district that receives funding for both a middle school program pursuant to [section 9] and a high school program pursuant to this section may deposit the money in the same subfund and the money may be expended for either of the programs."

16. Page 13, line 23.

Following: "~~secondary~~"

Insert: "high school"

17. Page 13, following line 25.

Insert: "NEW SECTION. **Section 9. Funding for middle grades career and technical education -- distribution.** (1) For the purposes of this section, the term "middle grades" means grades 6, 7, and 8.

(2) The superintendent of public instruction shall annually distribute money from the biennial appropriation for middle grades career and technical education to eligible elementary and K-12 school districts. To be eligible for a distribution of funds, an elementary or K-12 school district must provide a list of career and technical education courses available to students in the middle grades to the office of public instruction.

(3) The superintendent of public instruction shall distribute funds based on the proportion of an eligible school district's total quality educators to the statewide total of quality educators in

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all eligible school districts.

(4) The superintendent of public instruction shall annually distribute the funds allocated in this section by November 1. The money received by the school district must be deposited into the subfund of the miscellaneous programs fund established by 20-9-507 and, except as provided by [section 8(5)], may be expended only for middle grades career and technical education programs. The expenditure of the money must be reported in the annual trustees' report as required by 20-9-213."

Renumber: subsequent sections

18. Page 14, following line 13.

Insert: "**Section 11.** Section 20-9-326, MCA, is amended to read:

"20-9-326. Annual inflation-related adjustments to basic entitlements and per-ANB entitlements. (1) In preparing and submitting an agency budget pursuant to 17-7-111 and 17-7-112, the superintendent of public instruction shall determine the inflation factor for the basic and per-ANB entitlements, the data-for-achievement payment, ~~and~~ the general fund payments in 20-9-327 through 20-9-330, and for K-12 career and technical education funding that was appropriated in the general appropriations act in the previous legislative session in each fiscal year of the ensuing biennium. The inflation factor is calculated as follows:

(a) for the first year of the biennium, divide the consumer price index for July 1 of the prior calendar year by the consumer price index for July 1 of the calendar year 3 years prior to the prior calendar year and raise the resulting ratio to the power of one-third; and

(b) for the second year of the biennium, divide the consumer price index for July 1 of the current calendar year by the consumer price index for July 1 of the calendar year 3 years prior to the current calendar year and raise the resulting ratio to the power of one-third.

(2) The present law base for the entitlements and programs referenced in subsection (1), calculated under Title 17, chapter 7, part 1, must consist of any enrollment increases or decreases plus the inflation factor calculated pursuant to this section, not to exceed 3% in each year, applied to both years of the biennium.

(3) For the purposes of this section, "consumer price index" means the consumer price index, U.S. city average, all urban consumers, for all items, using the 1982-84 base of 100, as published by the bureau of labor statistics of the U.S. department of labor.""

19. Page 15, line 10.

Strike: "\$1 million"

Insert: "\$1,850,000"

20. Page 15, line 12 through line 13.

Strike: " and 8]."

Insert: "through 9]. The legislature intends that the appropriation be considered part of the ongoing base for the next legislative session. Of the \$1,850,000 in each year of the biennium:

(1) \$1,000,000 must be spent on eligible programs offered for grades 9 through 12; and

(2) \$850,000 must be spent on eligible programs offered for grades 6 through 8."

21. Page 15, following line 13.

Insert: "NEW SECTION. **Section 14. Codification instruction.** [Section 8] is intended

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to be codified as an integral part of Title 20, chapter 7, part 3, and the provisions of Title 20, chapter 7, part 3, apply to [section 8]."

And, as amended, do pass. Report adopted.

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair): 2/10/2017
SB 32, be concurred in. Report adopted.

HUMAN SERVICES (Wagoner, Chair): 2/13/2017
HB 285, introduced bill, be amended as follows:

1. Page 2.

Following: line 13

Insert: "(ii) at least one board-certified physician with expertise in chronic pain management;"

Renumber: subsequent subsections

2. Page 2, line 22 through line 23.

Strike: "but may" on line 22

Insert: "or"

Strike: "at the" on line 22 through "discretion" on line 23

Strike: "as provided" on line 23 through "2-18-503" on line 23

3. Page 3, line 7.

Following: "department"

Insert: ", consisting of materials provided on the department's website"

4. Page 3, line 11.

Strike: "department" through "about"

Following: "care"

Insert: "information"

Strike: "its"

Insert: "the department's"

5. Page 3, line 11 through line 13.

Strike: ", including" on line 11 through "The information" on line 13

6. Page 3.

Following: line 18

Insert: "(b) The information must include links to external resources."

And, as amended, do pass. Report adopted.

JUDICIARY (Doane, Chair): 2/13/2017
HB 370, do pass. Report adopted.

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MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 2/9/2017

SB 42, introduced by Barrett
SB 60, introduced by Wolken
SB 64, introduced by Wolken
SB 121, introduced by Buttrey
SB 140, introduced by Ankney
SB 144, introduced by R. Webb

House bills concurred in and returned to the House: 2/9/2017

HB 67, introduced by Ryan
HB 68, introduced by Ryan
HB 89, introduced by Dudik
HB 105, introduced by Garner

HB 18 - The Senate acceded to the request of the House and authorized the President to appoint the following **Free** Conference Committee to meet with a like committee from the House to confer on **HB 18**:

2/10/2017

Senator Blasdel, Chair
Senator McClafferty
Senator Tempel

MESSAGES FROM THE GOVERNOR

February 13, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Monday, February 13, 2017, I signed the following bills:

HB 16 - V. Ricci
HB 25 - R. Lynch
HB 42 - K. Abbott
HB 74 - G. Hertz
HB 113 - E. Greef
HB 120 - J. Bachmeier

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HB 132 - N. McConnell

Sincerely,
STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 441, introduced by D. Lenz, K. Dudik, referred to Judiciary.

HB 442, introduced by V. Court, J. Karjala, K. Kelker, M. MacDonald, K. McCarthy, M. McNally, J. Patelis, T. Richmond, R. Webb, D. Zolnikov, referred to Taxation.

HB 443, introduced by B. Hamlett, C. Knudsen, F. Moore, R. Shaw, S. Stewart-Peregoy, J. Welborn, referred to Agriculture.

HB 444, introduced by R. Shaw, J. Keane, referred to Agriculture.

HB 445, introduced by E. Greef, referred to Local Government.

HB 446, introduced by J. Bachmeier, F. Anderson, A. Curtis, G. Custer, D. Fern, J. Fleming, B. Grubbs, W. McKamey, S. Webber, referred to Human Services.

HB 447, introduced by R. Fitzgerald, referred to State Administration.

HB 448, introduced by R. Fitzgerald, referred to State Administration.

HB 449, introduced by W. Galt, R. Cook, referred to Business and Labor.

HB 450, introduced by G. Hertz, referred to Judiciary.

The following Senate bills were read first time, and referred to committees:

SB 42, introduced by D. Barrett (by request of the Department of Environmental Quality), referred to Natural Resources.

SB 60, introduced by C. Wolken (by request of the Commission on Sentencing), referred to Judiciary.

SB 64, introduced by C. Wolken (by request of the Commission on Sentencing), referred to Judiciary.

SB 121, introduced by E. Buttrey, referred to State Administration.

SB 140, introduced by D. Ankney, referred to Energy, Technology, and Federal Relations.

SB 144, introduced by R. Webb, referred to Judiciary.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Lenz in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

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SB 39 - Representative Ehli moved consideration of **SB 39** be passed for the day. Motion carried.

HB 146 - Senate Amendments - Representative Zolnikov moved Senate Amendments to **HB 146** not be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Staffanson, White.

Total 2

Excused: None.

Total 0

Absent or not voting: Ehli.

Total 1

HB 228 - Representative Keane moved **HB 228** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: Anderson, B. Brown, Glimm, Hamlett, Harris, Hopkins, Jacobson, Lavin, Manzella, McKamey, Mortensen, Usher.

Total 12

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 255 - Representative Tschida moved **HB 255** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 287 - Representative Bennett moved **HB 287** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods.

Total 60

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, Holmlund, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, White, Zolnikov, Mr. Speaker.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 301 - Representative Ellis moved **HB 301** do pass. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Greef, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 47

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 53

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 339 - Representative Z. Brown moved **HB 339**, second reading copy, be amended as follows:

1. Title, line 8.

Following: "PERMIT;"

Insert: "REVISING REQUIREMENTS TO ESTABLISH STREAM DEPLETION ZONES;"

Following: "85-2-306,"

Insert: "85-2-380,"

2. Page 11, line 24.

Following: line 23

Insert: "**Section 3.** Section 85-2-380, MCA, is amended to read:

"85-2-380. Stream depletion zones -- establishment -- rulemaking. (1)

~~Notwithstanding the provisions of subsection (2), the~~ The department may establish a stream depletion zone by rule. The department may initiate rulemaking on its own accord or in response to a petition submitted pursuant to subsection (2) if:

~~—— (a) the stream depletion zone lies within a basin closed pursuant to 85-2-319, 85-2-321, 85-2-330, 85-2-336, 85-2-341, 85-2-343, or 85-2-344; and~~

~~—— (b) there exists a hydrogeologic assessment for the area where the stream depletion zone is proposed that was conducted by either the ground water investigation program established by 85-2-525 or by a hydrogeologist or a qualified licensed professional engineer.~~

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(2) If the provisions of subsection (1) are met, the department shall initiate rulemaking to establish a stream depletion zone upon receipt of a petition signed by:

(a) a municipality, county, conservation district, or local water quality district formed under Title 7, chapter 13, part 45; or

(b) the owners of at least 15% of the flow rate of the surface water rights in the area estimated to be affected, the boundary of which cannot exceed the boundaries of the drainage subdivisions established by the office of water data coordination, United States geological survey, and used by the water court.

(3) The department shall provide notice of the rulemaking by first-class mail to an appropriator of water who, according to the records of the department, may be affected by the proposed stream depletion zone.

(4) In establishing rules related to stream depletion zones, the department shall consult with the ground water investigation program and the ground water assessment steering committee established by 2-15-1523."

Renumber: subsequent section

Amendment **not** adopted as follows:

Yeas: Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Grubbs, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Nays: Abbott, Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 339 - Representative Glimm moved **HB 339** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner,

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Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 66

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Ryan, Smith, Swanson, Webber, Windy Boy, Woods.

Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Lenz moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov.

Total 91

Nays: Curdy, Ellis, Karjala, Swanson.

Total 4

Excused: None.

Total 0

Absent or not voting: Curtis, Kipp III, Manzella, Windy Boy, Mr. Speaker.

Total 5

Representatives Pierson and Windy Boy excused at this time.

HB 340 - Representative Skees moved **HB 340** do pass.

HB 340 - Representative Brodehl moved for cloture. Motion carried. Motion **failed** as follows:

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Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 62

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hamlett, Hayman, Jacobson, Karjala, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Swanson, Webber, Woods.
Total 32

Excused: None.
Total 0

Absent or not voting: Curtis, Essmann, Jones, Kipp III, Pierson, Windy Boy.
Total 6

HB 340 - do pass motion for **HB 340** carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 54

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 46

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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Representative Eck rose on a **Point of Personal Privilege** and made the following statement. "We are here to speak to bill, we are not here to impugn the integrity of individuals who are not here to defend themselves. I find it highly improper that is what has been happening here. I think it should not be allowed on the House floor. It is not proper."

Representative Dunwell rose on a **Point of Personal Privilege** and made the following statement. "I believe the intent of this bill is not to impugn the integrity or hold a tribunal against the Commissioner of Political Practices or the staff but to decide on whether the office should be disbanded, not to impugn the integrity of any individual or staff at the office. I object."

HJR 6 - Representative Hill Smith moved **HJR 6** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Brodehl, Burnett, Cook, Doane, Glimm, Lenz, Mandeville, Ricci, Welch.

Total 9

Excused: None.

Total 0

Absent or not voting: Essmann.

Total 1

HJR 7 - Representative Hill Smith moved **HJR 7** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, B. Brown, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 60

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Mandeville, McKamey, Noland, O'Hara, Redfield,

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Sales, Staffanson, Tschida, Vinton, Wagoner, Webb, Mr. Speaker.

Total 39

Excused: None.

Total 0

Absent or not voting: Essmann.

Total 1

SB 52 - Representative Vinton moved **SB 52** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 88

Nays: Berglee, Brodehl, Doane, Fitzgerald, Galt, Lavin, Mortensen, Redfield, Staffanson, White, Zolnikov.

Total 11

Excused: None.

Total 0

Absent or not voting: Essmann.

Total 1

SB 85 - Representative Welch moved **SB 85** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 88

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Nays: Berglee, Brodehl, B. Brown, Doane, Regier, Rosendale, Staffanson, Vinton, Webb, White, Zolnikov.
Total 11

Excused: None.
Total 0

Absent or not voting: Essmann.
Total 1

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Lenz moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.
Total 83

Nays: Abbott, Bennett, Bishop, Z. Brown, Court, Curdy, Dunwell, Olsen, Peppers, Schreiner, Smith, Swanson, Woods.
Total 13

Excused: None.
Total 0

Absent or not voting: Essmann, Kipp III, Pierson, Windy Boy.
Total 4

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 59, as amended by the Senate, passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith,

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Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Burnett, Essmann, Kipp III, Pierson, Windy Boy.

Total 5

HB 191, as amended by the Senate, passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Z. Brown, Dunwell.

Total 2

Excused: None.

Total 0

Absent or not voting: Burnett, Essmann, Kipp III, Pierson, Windy Boy.

Total 5

HB 220 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith,

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Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Burnett, Essmann, Kipp III, Pierson, Windy Boy.

Total 5

HB 266 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 57

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 38

Excused: None.

Total 0

Absent or not voting: Burnett, Essmann, Kipp III, Pierson, Windy Boy.

Total 5

HB 337 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith,

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Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Burnett, Essmann, Kipp III, Pierson, Windy Boy.
Total 5

HB 347 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Burnett, Essmann, Kipp III, Pierson, Windy Boy.
Total 5

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MOTIONS

Representative Ehli moved to re-refer **SB 85** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 228** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 339** to the Appropriations Committee. Without objection, so ordered.

Representative Ryan moved to change his vote on **HB 191** from No to Yes. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, February 14, 2017. Motion carried.

House adjourned at 6:22 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
THIRTY-SECOND LEGISLATIVE DAY**

Helena, Montana
February 14, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Tschida. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Hill Smith, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

The Last Chancers' Chorus of Helena serenaded the House in celebration of Valentine's Day.

BILLS (Ricci, Chair):

2/14/2017

Correctly printed: **HB 228, HB 255, HB 287, HB 339, HB 340, HB 441, HB 442, HB 443, HB 444, HB 445, HB 446, HB 447, HB 448, HB 449, HB 450, HJR 6, HJR 7, SB 32, SB 52, SB 85.**

Correctly engrossed: **HB 32, HB 285, HB 270, HB 370.**

Correctly enrolled: **HB 59, HB 82, HB 91, HB 130, HB 191, HB 233.**

Transmitted to the Senate: **HB 255, HB 287, HB 340, HJR 6, HJR 7, SB 52.**

Signed by the Speaker at 10:30 a.m., February 14, 2017: **HB 65, HB 80, HB 87, HB 150, HB 166.**

Signed by the Chief Clerk of the House at 11:00 a.m., February 14, 2017: **HB 65, HB 80, HB 87, HB 150, HB 166.**

Signed by the President at 3:10 p.m., February 14, 2017: **HB 65, HB 80, HB 87, HB 150, HB 166.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

2/13/2017

HB 22, introduced bill, be amended as follows:

1. Page 2, line 27.

Following: "(1)"

Insert: "(a)"

2. Page 2, line 28.

Strike: "2017"

Insert: "2015"

3. Page 2, line 30.

Following: "Montana."

Insert: "(b) For the biennium beginning July 1, 2017, there is appropriated to the department of justice from the general fund the amount of \$80,000 less any appropriations expended in the previous fiscal year pursuant to subsection (1)(a).

(c)"

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4. Page 3, line 10.

Strike: "July 1, 2017"

Insert: "on passage and approval"

5. Page 1, line 12.

Following: " AND PROVIDING AN"

Insert: "IMMEDIATE"

And, as amended, do pass. Report adopted.

HB 61, do pass. Report adopted.

HB 147, do pass. Report adopted.

HB 175, do pass. Report adopted.

JUDICIARY (Doane, Chair):

2/14/2017

HB 44, introduced bill, be amended as follows:

1. Title, page 1, line 8.

Following: "PROVIDING"

Insert: "AN"

Strike: "DATES"

Insert: "DATE"

2. Page 1, line 17.

Strike: "district"

Insert: ", 8th, and 11th districts"

3. Page 1, line 18.

Following: "4th"

Strike: ", 8th" through "each"

Insert: "district, five judges"

4. Page 1, line 22 through line 24.

Strike: subsection (1) in its entirety

5. Page 1, line 25 through line 27.

Strike: "(2) The additional" on line 25 through "district" on line 26

Insert: "The additional judges for the 4th and 13th judicial districts"

6. Page 2, line 3 through line 5.

Strike: "dates"

Insert: "date"

Strike: "(1)" on line 3 through "section are" on line 5

Insert: "[This act] is"

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And, as amended, do pass. Report adopted.

HB 348, do pass. Report adopted.

HB 349, do pass. Report adopted.

HB 350, do pass. Report adopted.

TRANSPORTATION (Lavin, Chair):

2/14/2017

HB 355, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Following: "BUS";

Insert: "CLARIFYING LICENSE REQUIREMENTS FOR DRIVERS OF CERTAIN VEHICLES;"

2. Title, page 1, line 6.

Following: "20-10-101"

Insert: ", 20-10-103,"

3. Page 1, line 29.

Following: "vehicle that"

Strike: "."

4. Page 1, line 30.

Strike: "(i)"

5. Page 2, line 1.

Following: "instruction; and"

Insert: "."

6. Page 2, line 2.

Following: "(ii)"

Insert: "(i)"

7. Page 2, line 5.

Strike: "or privately owned"

8. Page 2, following line 23.

Insert: "**Section 2.** Section 20-10-103, MCA, is amended to read:

"20-10-103. School bus driver qualifications. A driver of a school bus is qualified to drive a school bus if the driver:

(1) is not less than 18 years of age;

(2) is of good moral character;

(3) (a) is the holder of a commercial driver's license to operate a school bus designed to carry more than 10 passengers; or

(b) is the holder of a Montana driver's license to operate a school bus designed to carry 10 or fewer passengers;

(4) has filed with the district a satisfactory medical examination report, on a form approved

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by the United States department of transportation, signed by any physician licensed in the United States or, if acceptable to an insurance carrier, any licensed physician;

(5) has completed a basic first aid course and holds a valid basic first aid certificate from an authorized instructor. The issuance of the certificate is governed by rules established by the superintendent of public instruction, provided that the rules may suspend this requirement for a reasonable period of time if there has been an inadequate opportunity for securing the basic first aid course and certificate.

(6) has complied with any other qualifications established by the board of public education; and

(7) has filed with the county superintendent a certificate from the trustees of the district for which the school bus is to be driven, certifying compliance with the driver qualifications enumerated in this section."

Renumber: subsequent sections

9. Page 3, line 10.

Strike: "50 cents"

Insert: "a rate equal to the mileage allotment allowed by the United States internal revenue service for the current year"

And, as amended, do pass. Report adopted.

MESSAGES FROM THE SENATE

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

2/10/2017

HB 135, introduced by Dudik

HB 184, introduced by Garner

MESSAGES FROM THE GOVERNOR

February 14, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Tuesday, February 14, 2017, I signed the following bills:

HB 39 - J. Bachmeier

HB 40 - K. Abbott

HB 197 - T. Jacobson

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I also returned HB 1 - N. Ballance to the Secretary of State's Office without signature.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 451, introduced by L. Bishop, W. McKamey, referred to Human Services.
HB 452, introduced by T. Woods, referred to Taxation.
HB 453, introduced by A. Rosendale, referred to Human Services.
HB 454, introduced by K. White, referred to Fish, Wildlife and Parks.
HB 455, introduced by F. Mandeville, M. Blasdel, referred to Local Government.
HB 456, introduced by F. Mandeville, M. Blasdel, referred to Local Government.
HB 457, introduced by F. Mandeville, referred to Local Government.
HB 458, introduced by K. Wagoner, referred to Human Services.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Mandeville in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 86 - Representative Skees moved **HB 86**, second reading copy, be amended as follows:

1. Title, page 1, line 7.

Strike: "AND"

2. Title, page 1, line 8.

Following: "MCA"

Insert: "; AND PROVIDING A TERMINATION DATE"

3. Page 11.

Following: line 30

Insert: "NEW SECTION. **Section 9. Termination.** [This act] terminates October 1, 2019."

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Amendment adopted as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 52

Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.

Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 86 - Representative Swanson moved **HB 86** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods, Zolnikov.

Total 56

Nays: Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Harris, A Hertz, G Hertz, Holmlund, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 149 - Representative Zolnikov moved **HB 149** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Curdy, Curtis, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 85

Nays: Bishop, Court, Cuffe, Dudik, Dunwell, Eck, Fitzgerald, Garner, Hayman, Karjala, Kelker, Lavin, Sales, Schreiner, Swanson.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 168 - Representative Z. Brown moved **HB 168** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Funk, Galloway, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 85

Nays: Anderson, Bartel, Beard, B. Brown, Burnett, Essmann, Fitzgerald, Galt, Garner, Lavin, Manzella, Redfield, Regier, Staffanson, Tschida.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 225 - Representative Greef moved **HB 225**, second reading copy, be amended as follows:

1. Title, line 5.

Strike: "CREATING A TEMPORARY PILOT PROJECT"

Insert: "PROVIDING"

2. Title, lines 7 and 8.

Strike: "A" on line 7 through "TEMPORARY," on line 8

Insert: "AN"

3. Title, line 11.

Following: "PROVIDING"

Insert: "AN"

Strike: "DATES"

Insert: "DATE"

Strike: "AND A TERMINATION DATE"

4. Page 1, line 15.

Strike: "pilot"

5. Page 1, line 17.

Strike: "pilot"

6. Page 5, line 15 through page 6, line 4.

Strike: section 7 in its entirety

Renumber: subsequent sections

7. Page 6, line 30 through page 7, line 20.

Strike: section 9 in its entirety

Renumber: subsequent sections

8. Page 12, line 17 through line 19.

Strike: section 13 in its entirety

Insert: "NEW SECTION. **Section 11. Effective date.** [This act] is effective July 1, 2017."

9. Page 12, line 21.

Strike: section 14 in its entirety

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hayman, A Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane,

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Kelker, Kipp III, Knokey, C Knudsen, Lenz, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods.

Total 80

Nays: Bartel, Burnett, Galloway, Galt, Hamlett, Harris, G Hertz, Holmlund, Lavin, Loge, Manzella, Mortensen, Patelis, Ricci, Rosendale, Tschida, Wagoner, White, Zolnikov, Mr. Speaker.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 225 - Representative Greef moved **HB 225** do pass as amended. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Brodehl, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Welch, Windy Boy, Woods.

Total 67

Nays: Anderson, Ballance, Bartel, Beard, Berglee, B. Brown, Burnett, Cook, Doane, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Holmlund, Hopkins, C Knudsen, Lavin, Manzella, Mortensen, Noland, Redfield, Rosendale, Skees, Staffanson, Tschida, Wagoner, Webber, White, Zolnikov, Mr. Speaker.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 280 - Representative Brodehl moved **HB 280** do pass. Motion carried as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 53

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Grubbs, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 47

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 283 - Representative Burnett moved **HB 283** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Dunwell, Eck, Hayman, Keane, Kelker, Morigeau, Olsen, Price, Smith, Windy Boy.

Total 10

Excused: None.

Total 0

Absent or not voting: Regier.

Total 1

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HB 289 - Representative Jacobson moved **HB 289** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Ballance, Court, Hayman, Olsen, Price, Stewart-Per.

Total 6

Excused: None.

Total 0

Absent or not voting: Kelker.

Total 1

HB 311 - Representative Peppers moved **HB 311** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 331 - Representative M. Regier moved **HB 331** do pass. Motion **failed** as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Curtis, Custer, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Harris, Jones, C Knudsen, Lavin, Manzella, Mortensen, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, White, Woods, Zolnikov, Mr. Speaker.

Total 31

Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy.

Total 69

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 370 - Representative Bennett moved **HB 370** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, A Hertz, Hill-Smith, Hopkins, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 68

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, Hayman, G Hertz, Holmlund, Jacobson, Lavin, Lenz, Loge, Manzella, Mortensen, Noland, Redfield, Regier, Sales, Tschida, Webb, White, Mr. Speaker.

Total 32

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 32 - Representative Skees moved **SB 32** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galt, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Mandeville moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 92

Nays: Karjala, Keane, Lavin, Mandeville, Price, Windy Boy, Woods.

Total 7

Excused: None.

Total 0

Absent or not voting: Hill-Smith.

Total 1

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 255 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: Hill-Smith.

Total 1

HB 287 passed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods.

Total 58

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Kipp III, C Knudsen, Lavin, Lenz, Loge, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, White, Zolnikov, Mr. Speaker.

Total 41

Excused: None.

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Total 0

Absent or not voting: Hill-Smith.

Total 1

HB 340 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 54

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 45

Excused: None.

Total 0

Absent or not voting: Hill-Smith.

Total 1

HJR 6 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 86

Nays: Berglee, Brodehl, B. Brown, Burnett, Cook, Doane, Fitzgerald, Glimm, Lenz, Mandeville, Ricci, Tschida, Welch.

Total 13

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Excused: None.

Total 0

Absent or not voting: Hill-Smith.

Total 1

HJR 7 passed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, B. Brown, Z. Brown, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Gunderson, Hamilton, Hamlett, Harris, Hayman, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 56

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Noland, O'Hara, Redfield, Rosendale, Sales, Skees, Staffanson, Tschida, Vinton, Wagoner, Webb, Mr. Speaker.

Total 43

Excused: None.

Total 0

Absent or not voting: Hill-Smith.

Total 1

SB 52 concurred in as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov.

Total 85

Nays: Anderson, Berglee, Brodehl, Doane, Galt, Hopkins, Lavin, Mortensen, Redfield, Rosendale, Staffanson, White, Windy Boy, Mr. Speaker.

Total 14

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Excused: None.

Total 0

Absent or not voting: Hill-Smith.

Total 1

MOTIONS

Representative Ehli moved to appoint a Conference Committee on **HB 146** and request the Senate to appoint a like committee. Motion carried. Speaker Knudsen appointed:

2/14/2017

Representative Swanson

Representative Doane

Representative Zolnikov

Representative Ehli moved to re-refer **HB 168** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 225** to the Appropriations Committee. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 412**
Motion carried.

HB 412 (B. Grubbs, Chief Sponsor)

Vance.

Mr. Speaker, I move that the following undersigned name be **REMOVED** as sponsor to **HB 420**
Motion carried.

HB 420 (B. Hamlett, Chief Sponsor)

A. Knudsen.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Wednesday, February 15, 2017. Motion carried.

House adjourned at 2:51 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
THIRTY-THIRD LEGISLATIVE DAY**

Helena, Montana
February 15, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Glimm. Pledge of Allegiance to the Flag.

Roll Call. All members present, Representative Kipp III, Webber, excused. Quorum present.

BILLS (Ricci, Chair):

2/15/2017

Correctly printed: **HB 61, HB 147, HB 149, HB 168, HB 175, HB 280, HB 283, HB 289, HB 311, HB 348, HB 349, HB 350, HB 370, SB 32, HB 451, HB 452, HB 453, HB 454, HB 455, HB 456, HB 457, HB 458.**

Correctly engrossed: **HB 22, HB 44, HB 86, HB 225, HB 355.**

Transmitted to the Senate: **SB 32.**

Signed by the Speaker at 10:15 a.m., February 15, 2017: **HB 67, HB 68, HB 89, HB 105, HB 125, HB 138.**

Signed by the Chief Clerk of the House at 10:45 a.m., February 15, 2017: **HB 67, HB 68, HB 89, HB 105, HB 125, HB 138.**

Delivered to the Governor for approval at 11:00 a.m., February 15, 2017: **HB 65, HB 80, HB 87, HB 150, HB 166.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair):

2/14/2017

HB 157, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Following: "FOXES;"

Insert: "PROVIDING DEFINITIONS;"

2. Page 1, line 17.

Strike: "fox"

Insert: "wild fox, feral fox"

3. Page 1, line 20.

Following: "include a"

Insert: "domestic"

Strike: "born and raised in captivity"

4. Page 1.

Following: line 20

Insert: "(5) For purposes of this section, the following definitions apply:

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(a) "Domestic fox" means a fox that is owned by a person and has been born and raised in captivity.

(b) "Feral fox" means a domestic fox or a progeny of a domestic fox that has escaped or been released from captivity and is running at large and unrestrained on public or private land.

(c) "Wild fox" means a fox that has not been reduced to captivity and is not owned by a person."

And, as amended, do pass. Report adopted.

HB 377, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 2/13/2017

SB 48, introduced by Vincent

SB 73, introduced by Connell

SB 108, introduced by Vance

SB 157, introduced by Cohenour

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

2/13/2017

HB 172, introduced by Fitzgerald

House bill not concurred in and returned to the House:

2/13/2017

HB 141, introduced by Lynch

House bills concurred in and returned to the House:

2/13/2017

HB 82, introduced by Bachmeier

HB 91, introduced by Pierson

HB 130, introduced by Perry

HB 233, introduced by Ehli

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 459, introduced by W. Curdy, referred to Transportation.

HB 460, introduced by R. Fitzgerald, referred to Natural Resources.

HB 461, introduced by A. Olsen, K. Abbott, B. Bennett, M. Dunwell, D. Fern, J. Fleming, T. Jacobson, N. McConnell, R. Peppers, G. Pierson, J. Price, M. Ryan, C. Schreiner, S. Stewart-Peregoy, K. Swanson, T. Woods, referred to Taxation.

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HB 462, introduced by F. Garner, referred to Business and Labor.

HB 463, introduced by K. Kelker, T. Gauthier, D. Jones, D. Kary, K. Kelker, J. Knokey, D. Lenz, T. Richmond, J. Trebas, R. Webb, referred to Judiciary.

HB 464, introduced by J. Ellis, referred to State Administration.

HB 465, introduced by C. Knudsen, D. Bartel, Z. Brown, R. Ehli, W. Galt, S. Hinebaugh, A. Hertz, E. Hill Smith, M. Hopkins, D. Jones, A. Knudsen, M. Lang, S. Lavin, W. McKamey, M. Noland, A. Rosendale, R. Shaw, D. Skees, S. Staffanson, J. Trebas, D. Zolnikov., referred to Business and Labor.

HB 466, introduced by S. Staffanson, S. Hinebaugh, D. Jones, W. Sales, referred to Agriculture.

HB 467, introduced by J. Trebas, R. Webb, referred to Judiciary.

HB 468, introduced by J. Trebas, referred to Judiciary.

The following Senate bills were read first time, and referred to committees:

SB 48, introduced by C. Vincent (by request of the Water Policy Interim Committee), referred to Natural Resources.

SB 73, introduced by P. Connell, referred to Agriculture.

SB 108, introduced by G. Vance, referred to Business and Labor.

SB 157, introduced by J. Cohenour, referred to Agriculture.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Holmlund in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 32 - Representative Kelker moved **HB 32** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods.

Total 63

Nays: Ballance, Bartel, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Jones, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Tschida, Usher, Wagoner, White, Zolnikov, Mr. Speaker.

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Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 135 - Senate Amendments - Representative Dudik moved Senate Amendments to **HB 135** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 184 - Senate Amendments - Representative Garner moved Senate Amendments to **HB 184** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 98

Nays: Glimm, Noland.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 270 - Representative Anderson moved **HB 270**, second reading copy, be amended as follows:

1. Page 16, line 25.

Following: "(2)"

Insert: "up to"

Following: "6 THROUGH 8."

Insert: "If the office of public instruction distributes less than \$850,000 to programs offered for grades 6 through 8, any remaining money may be spent on eligible programs for grades 9 through 12 pursuant to subsection (1)."

2. Page 16, line 27.

Strike: "[SECTION 8]"

Insert: "[Section 9]"

3. Page 16, line 29.

Strike: "[SECTION 8]"

Insert: "[section 9]"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

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Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 270 - Representative Anderson moved **HB 270** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 74

Nays: Ballance, Bartel, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Galt, Glimm, Hopkins, Jones, Lavin, Lenz, Mandeville, Manzella, Mortensen, Redfield, Regier, Rosendale, Skees, Tschida, Usher, Wagoner, Zolnikov.

Total 26

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 348 - Representative P. Webb moved **HB 348** do pass. Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Jones, C Knudsen, Lavin, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.

Total 45

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Hamilton, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price,

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Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 55

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 349 - Representative P. Webb moved **HB 349** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 55

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 350 - Representative P. Webb moved **HB 350** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

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Nays: Abbott, Bishop, Eck, Hill-Smith, Kipp III, McConnell, Olsen, Price, Schreiner.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 39 - Representative Usher moved **SB 39** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Tschida.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 131 - Representative Karjala moved **SB 131**, second reading copy, be amended as follows:

1. Page 1, line 21 through line 26.

Strike: line 21 through line 26 in their entirety

Amendment **not** adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

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Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 131 - Representative Essmann moved **SB 131** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 65

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, McConnell, Morigeau, Olsen, Peppers, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods.

Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Holmlund moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz,

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Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: Bennett, Dunwell, Smith.
Total 3

Excused: None.
Total 0

Absent or not voting: Funk, Kipp III, Webb, Webber.
Total 4

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair):

2/15/2017

HB 329, introduced bill, be amended as follows:

1. Page 1, line 14.

Strike: "each"

Insert: "the second year in the"

2. Page 1, line 16.

Following: "August in the"

Insert: "first year of the"

3. Page 1, line 23.

Following: "amount."

Insert: "The adjusted amount applies to contracts signed on or after the January 1 date on which the new rate takes effect but does not impair contracts written prior to that date."

And, as amended, do pass. Report adopted.

SB 25, be amended as follows:

1. Page 2, line 30.

Following: "leagues"

Strike: "that charge"

Insert: "for which the vendor:
(A) charges"

Following: "fee"

Strike: "and are played for"

Insert: ";

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(B) provides"

2. Page 3, line 1.

Strike: "NONMONETARY"

Following: "rule"

Strike: ", continue"

Insert: ";

(C) requires play"

Following: "length of the"

Insert: "professional sports league"

Following: "season"

Strike: ", and impose"

Insert: "or a minimum of 16 weeks;

(D) imposes"

3. Page 3, line 2.

Following: "trades"

Strike: "and whose sponsoring vendor registers"

Insert: " ; and

(E) is registered"

Following: "department"

Insert: "and limits participation to individuals 18 years of age or older"

And, as amended, be concurred in. Report adopted.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 61 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Regier, Rosendale.

Total 2

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Excused: None.

Total 0

Absent or not voting: Kipp III, Webber.

Total 2

HB 147 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Cuffe, Garner, Hayman, Lavin.

Total 4

Excused: None.

Total 0

Absent or not voting: Kipp III, Webber.

Total 2

HB 149 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 86

Nays: Abbott, Bishop, Cuffe, Dudik, Dunwell, Eck, Garner, Hayman, Lavin, Ryan, Sales, Schreiner.

Total 12

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Excused: None.

Total 0

Absent or not voting: Kipp III, Webber.

Total 2

HB 175 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Regier.

Total 1

Excused: None.

Total 0

Absent or not voting: Kipp III, Webber.

Total 2

HB 280 passed as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 53

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Grubbs, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Windy Boy, Woods.

Total 45

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Excused: None.

Total 0

Absent or not voting: Kipp III, Webber.

Total 2

HB 283 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 85

Nays: Abbott, Dunwell, Eck, Fern, Hayman, Karjala, Kelker, Morigeau, Olsen, Price, Ryan, Smith, Windy Boy.

Total 13

Excused: None.

Total 0

Absent or not voting: Kipp III, Webber.

Total 2

HB 289 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Ballance, Court, Hayman, Hopkins, Manzella, Olsen, Stewart-Per.

Total 7

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Excused: None.

Total 0

Absent or not voting: Kipp III, Webber.

Total 2

HB 311 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Kipp III, Webber.

Total 2

HB 370 passed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, A Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Welch, Windy Boy, Woods, Zolnikov.

Total 64

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Doane, Ehli, Flynn, Galt, Glimm, Gunderson, Harris, Hayman, G Hertz, Holmlund, Lavin, Lenz, Loge, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Sales, Tschida, Usher, Webb, White, Mr. Speaker.

Total 34

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Excused: None.

Total 0

Absent or not voting: Kipp III, Webber.

Total 2

SB 32 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Windy Boy, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, White, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: Kipp III, Webber.

Total 2

MOTIONS

Representative Ehli moved to re-refer **HB 32** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 270** to the Appropriations Committee. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **REMOVED** as sponsor to **HB 376**
Motion carried.

HB 376 (J. Windy Boy, Chief Sponsor)
Fern.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Thursday, February 16, 2017. Motion carried.

House adjourned at 2:13 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
THIRTY-FOURTH LEGISLATIVE DAY**

Helena, Montana
February 16, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Price. Pledge of Allegiance to the Flag.

Roll Call. All members present. Representative Patelis excused. Quorum present.

BILLS (Ricci, Chair):

2/16/2017

Correctly printed: **HB 32, HB 349, HB 350, HB 377, HB 459, HB 460, HB 461, HB 462, HB 463, HB 464, HB 465, HB 466, HB 467, HB 468, SB 39, SB 131.**

Correctly engrossed: **HB 270, HB 329, SB 25.**

Correctly enrolled: **HB 111, HB 207, HB 237, HB 241, HB 246, HB 262, HJR 5.**

Examined by the sponsor and found to be correct: **HB 91, HB 111.**

Signed by the President at 8:30 a.m., February 16, 2017: **HB 67, HB 68, HB 89, HB 105, HB 125, HB 138.**

Delivered to the Governor for approval at 3:24 p.m., February 16, 2017: **HB 67, HB 68, HB 89, HB 105, HB 125, HB 138.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

2/15/2017

HB 62, do pass. Report adopted.

HB 77, introduced bill, be amended as follows:

1. Page 21, line 26.

Following: line 25

Insert: "(6) A public defender may not be assigned to act as court-appointed counsel in a proceeding under the Drug Offender Accountability and Treatment Act, Title 46, chapter 1, part 11, or under the Mental Health Treatment Court Act, Title 46, chapter 1, part 12."

2. Page 26, line 22 through line 23.

Strike: "THE CENTRAL" on line 22 through "ARE ELIGIBLE."

And, as amended, do pass. Report adopted.

HB 110, introduced bill, be amended as follows:

1. Title, page 1, line 8.

Following: "85-2-222,"

Insert: "85-2-225,"

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2. Title, page 1, line 9.

Following: "DATE"

Insert: "AND AN APPLICABILITY DATE"

3. Page 4.

Following: line 16

Insert: "Section 4. Section 85-2-225, MCA, is amended to read:

"85-2-225. Filing fee -- processing fee for remitted claims. (1) Each claim filed under 85-2-221 ~~or 85-2-222~~ must be accompanied by a filing fee in the amount of \$40, subject to the following exceptions:

(a) the total filing fees for all claims filed by one person in any one water court division may not exceed \$480; and

(b) a filing fee is not required to accompany a claim of an existing right that is included in a decree of a court in the state of Montana and that is accompanied by a copy of that decree or pertinent portion of the decree.

(2) A claim that is exempt from the filing requirements of 85-2-221(1) but that is voluntarily filed must be accompanied by a filing fee in the amount of \$40. Exempt claims for a single development with several uses if filed simultaneously may be accompanied by a filing fee in the amount of \$40.

(3) (a) In addition to the filing fee set forth in subsection (1), each statement of claim filed under 85-2-221(3) must be accompanied by a processing fee in the amount of \$150, which must be deposited in the general fund.

(b) The water judge shall assess against the late claimant all reasonable administrative costs and expenses that may be incurred by the court due to the filing of the late claim and the consideration of the objection, and the assessment must be deposited in the general fund.

(4) Each claim filed under 85-2-222 must be accompanied by a filing fee in the amount of \$130, except that:

(a) the total filing fees for all claims under 85-2-222 filed by one person in any one water court division may not exceed \$960; and

(b) a filing fee is not required to accompany a claim of an existing right that is included in a decree of a court in the state of Montana and that is accompanied by a copy of that decree or pertinent portion of the decree."

Renumber: subsequent sections

4. Page 11.

Following: line 22

Insert: "NEW SECTION. **Section 10. Applicability.** [This act] applies to a statement of claim for an exempt right filed on or after [the effective date of this act]."

And, as amended, do pass. Report adopted.

HB 126, do pass. Report adopted.

HB 187, do pass. Report adopted.

HB 198, introduced bill, be amended as follows:

1. Title, line 8.

Strike: "REPEALING"

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Insert: "AMENDING"

2. Title, line 6.

Strike: "REMOVING A"

Insert: "EXTENDING THE"

3. Page 2, line 14.

Strike: section 3 in its entirety

Insert: "Section 3. Section 6, Chapter 380, Laws of 2015, is amended to read:

Section 6. Termination. [This act] terminates June 30, ~~2017~~ 2021."

And, as amended, do pass. Report adopted.

HB 205, introduced bill, be amended as follows:

1. Page 34, line 23.

Strike: "\$180"

Insert: "\$95"

Strike: "\$90"

Insert: "\$30"

2. Page 34, line 25.

Strike: "\$6"

Insert: "\$3"

And, as amended, do pass. Report adopted.

HB 257, do pass. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

2/15/2017

HB 323, introduced bill, be amended as follows:

1. Page 2, line 2.

Strike: "In" through "27-1-714, a"

Insert: "A"

And, as amended, do pass. Report adopted.

HB 328, do pass. Report adopted.

HB 333, introduced bill, be amended as follows:

1. Page 6, line 13.

Strike: "In " through "27-1-714, a"

Insert: "A"

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And, as amended, do pass. Report adopted.

HB 334, do pass. Report adopted.

NATURAL RESOURCES (White, Chair):

2/15/2017

HB 344, introduced bill, be amended as follows:

1. Title, page 1, line 4.

Following: "FUNDS"

Insert: "FROM THE ORPHAN SHARE STATE SPECIAL REVENUE ACCOUNT"

2. Page 3, line 11.

Strike: "general fund"

Insert: "orphan share state special revenue account established in 75-10-743"

3. Page 3, line 14.

Strike: "general fund"

Insert: "coal bed methane protection account provided for in 76-15-904"

And, as amended, do pass. Report adopted.

HB 429, introduced bill, be amended as follows:

1. Title, page 1, line 4.

Following: "EXEMPTION FOR"

Insert: "CERTAIN"

2. Title, page 1, line 5.

Following: "OPERATIONS"

Insert: "AND TRAINING"

3. Page 1, line 30.

Strike: "and operational"

4. Page 2, line 1.

Following: "appropriations,"

Insert: ", including for emergency fire training and emergency fire-related operations,"

5. Page 3, line 4.

Strike: "fire training, and general fire operations"

Insert: "emergency fire training, and emergency fire-related operations"

6. Page 5, line 19.

Strike: "and operational"

Following: "appropriations"

Insert: ", including for emergency fire training and emergency fire-related operations,"

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7. Page 6, line 16.

Strike: "and operational"

Following: "appropriations"

Insert: ", including for emergency fire training and emergency fire-related operations,"

8. Page 7, line 16.

Strike: "and operational"

Following: "appropriations"

Insert: ", including for emergency fire training and emergency fire-related operations,"

9. Page 8, line 22.

Strike: "and operational"

Following: "appropriations"

Insert: ", including for emergency fire training and emergency fire-related operations,"

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):

2/16/2017

HB 371, do pass. Report adopted.

SB 3, be concurred in. Report adopted.

SB 16, be concurred in. Report adopted.

SB 19, be concurred in. Report adopted.

SB 54, be concurred in. Report adopted.

TAXATION (Essmann, Chair):

2/16/2017

HB 30, do pass. Report adopted.

HB 396, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Strike: "MUNICIPALITIES" through "DISTRICTS"

Insert: "CONSULTATION WITH AFFECTED LOCAL TAXING JURISDICTIONS"

2. Title, page 1, line 6.

Following: "PLAN"

Insert: "OR A TARGETED ECONOMIC DEVELOPMENT DISTRICT COMPREHENSIVE PLAN"

3. Page 1, line 20.

Strike: "must"

Insert: "shall"

4. Page 1, line 22.

Following: "consult"

Insert: "in a public meeting with the opportunity for public comment"

5. Page 2, line 6.

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Following: "(2)"

Insert: "(a)"

Following: "plan"

Insert: "or a comprehensive development plan"

6. Page 2, line 7.

Strike: "must"

Insert: "shall"

Following: "district"

Insert: "or targeted economic development district"

7. Page 2, line 8.

Following: "consult"

Insert: "in a public meeting with the opportunity for public comment"

8. Page 2, line 10.

Following: line 9

Insert: "(b) Before adopting a tax increment financing provision as part of a comprehensive development plan, a county shall provide notice to the school district in which the targeted economic development district is located and provide the school district with the opportunity to meet and consult in a public meeting with the opportunity for public comment regarding the proposed tax increment financing provision and its effect on the school district."

And, as amended, do pass. Report adopted.

TRANSPORTATION (Lavin, Chair):

2/15/2017

HB 374, introduced bill, be amended as follows:

1. Page 2, line 5.

Following: "facilities."

Insert: "The rules must ensure that the nonhighway use of the right-of-way does not affect the department's ability to maintain and operate the highway in a safe manner."

And, as amended, do pass. Report adopted.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE

on House Bill 18

Report No. 001, February 15, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 18** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

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And, recommend that **House Bill 18** (reference copy -- salmon) be amended as follows:

1. Page 14, line 12.

Strike: "SEPTEMBER 30"

Insert: "....."

2. Page 25, line 28.

Strike: "county treasurer"

Insert: "COUNTY TREASURER"

For the Senate:

Blasdel, Chair
McClafferty
Tempel

For the House:

Galt, Vice Chair
Jacobson
Redfield

MESSAGES FROM THE SENATE

HB 146 - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 146**:

2/15/2017

Senator Vance, Chair
Senator Buttrey
Senator Whitford

Senate bills passed and transmitted to the House for concurrence:

2/14/2017

SB 55, introduced by Salomon

SB 120, introduced by Swandal

SB 153, introduced by MacDonald

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

HB 26, introduced by Welch

HB 41, introduced by Keane

House bills concurred in and returned to the House:

2/14/2017

HB 92, introduced by Garner

HB 106, introduced by Jacobson

HB 111, introduced by Lynch

HB 241, introduced by Doane

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FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 469, introduced by L. Sheldon-Galloway, referred to Human Services.
HB 470, introduced by L. Sheldon-Galloway, referred to Business and Labor.
HB 471, introduced by K. Flynn, referred to Transportation.
HB 472, introduced by W. Galt, referred to Judiciary.
HB 473, introduced by F. Garner, L. Jones, referred to Transportation.
HB 474, introduced by R. Shaw, J. Keane, C. Knudsen, R. Lynch, referred to Business and Labor.
HB 475, introduced by T. Woods, referred to Energy, Technology, and Federal Relations.
HB 476, introduced by D. Hayman, referred to Human Services.
HB 477, introduced by E. Hill Smith, referred to Judiciary.
HB 478, introduced by E. Hill Smith, referred to Judiciary.
HB 479, introduced by E. Hill Smith, referred to Judiciary.
HB 480, introduced by E. Hill Smith, referred to Judiciary.
HB 481, introduced by B. Brown, D. Mortensen, referred to Natural Resources.
HB 482, introduced by J. Eck, referred to Judiciary.
HB 483, introduced by M. Noland, referred to Business and Labor.
HB 484, introduced by V. Court, Z. Brown, B. Hamlett, D. Hayman, M. MacDonald, J. Price, M. Ryan, referred to Transportation.
HB 485, introduced by T. Manzella, D. Skees, referred to Transportation.
HB 486, introduced by G. Kipp, J. Pomnichowski, referred to Energy, Technology, and Federal Relations.
HB 487, introduced by M. Funk, G. Pierson, F. Thomas, referred to Human Services.
HB 488, introduced by K. White, referred to Human Services.

The following Senate bills were read first time, and referred to committees:

SB 55, introduced by D. Salomon (by request of the Department of Agriculture), referred to Agriculture.
SB 120, introduced by N. Swandal, referred to Human Services.
SB 153, introduced by M. MacDonald, referred to Judiciary.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Jacobson in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

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HB 26 - Senate Amendments - Representative Welch moved Senate Amendments to **HB 26** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 89

Nays: Brodehl, B. Brown, Burnett, Galloway, Glimm, Pierson, Rosendale, Skees, Wagoner, Zolnikov.
Total 10

Excused: None.
Total 0

Absent or not voting: Lenz.
Total 1

HB 41 - Senate Amendments - Representative Keane moved Senate Amendments to **HB 41** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Bennett, Hayman, Olsen.
Total 3

Excused: None.
Total 0

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Absent or not voting: None.

Total 0

HB 44 - Representative Essmann moved **HB 44** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Burnett.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 172 - Senate Amendments - Representative Fitzgerald moved Senate Amendments to **HB 172** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 78

Nays: Bennett, Bishop, Court, Curdy, Curtis, Dunwell, Eck, Ellis, Hamilton, Hayman, Karjala, Kelker, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Smith, Webber, Woods.

Total 22

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 355 - Representative Shaw moved **HB 355** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 377 - Representative Redfield moved **HB 377** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Windy Boy.

Total 1

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Jacobson moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Cook, Jacobson, Skees.

Total 3

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 86 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Wagoner, Webber, Windy Boy, Woods.

Total 53

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz,

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Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 46

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

HB 135, as amended by the Senate, passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

HB 184, as amended by the Senate, passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch,

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White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

HB 349 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 43

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

HB 350 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curtis, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Perry, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

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Total 79

Nays: Abbott, Bennett, Bishop, Curdy, Dunwell, Eck, Funk, Hayman, Hill-Smith, Karjala, Kipp III, McConnell, Olsen, Peppers, Pierson, Ryan, Schreiner, Webber, Windy Boy, Woods.

Total 20

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

SB 39 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

SB 131 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, Brodehl, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Dunwell, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 65

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Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, B. Brown, Z. Brown, Court, Curdy, Dudik, Eck, Ellis, Fern, Fleming, Funk, Hayman, Hill-Smith, Karjala, Keane, Kelker, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods.

Total 34

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

MOTIONS

Representative Ehli moved to re-refer **HB 44** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to appoint a Conference Committee on **HB 172** and request the Senate to appoint a like committee. Motion carried. Speaker Knudsen appointed:

2/16/2017

Representative Fitzgerald

Representative Pierson

Representative Rosendale

Representative P. Webb moved to reconsider action on **HB 348** and that **HB 348** be placed on second reading on the 67th legislative day.

Motion **passed** as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 43

Excused: None.

Total 0

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Absent or not voting: Patelis.

Total 1

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Friday, February 17, 2017.
Motion carried.

House adjourned at 1:42 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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THIRTY-FIFTH LEGISLATIVE DAY**

Helena, Montana
February 17, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Hill Smith. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (Ricci, Chair):

2/17/2017

Correctly printed: **HB 30, HB 44, HB 62, HB 126, HB 187, HB 257, HB 328, HB 334, HB 348, HB 355, HB 371, HB 377, HB 469, HB 470, HB 471, HB 472, HB 473, HB 474, HB 475, HB 476, HB 477, HB 478, HB 479, HB 480, HB 481, HB 482, HB 483, HB 484, HB 485, HB 486, HB 487, HB 488, SB 3, SB 16, SB 19, SB 54.**

Correctly engrossed: **HB 77, HB 110, HB 198, HB 205, HB 323, HB 333, HB 344, HB 374, HB 396, HB 429.**

Correctly enrolled: **HB 207, HB 237, HB 246, HB 262, HJR 5.**

Examined by the sponsor and found to be correct: **HB 59, HB 82, HB 130, HB 191, HB 207, HB 233, HB 237, HB 241, HB 246, HB 262.**

Transmitted to the Senate: **HB 26, HB 41, HB 62, HB 126, HB 187, HB 257, HB 355, HB 377.**

Signed by the Speaker at 5:00 p.m., February 17, 2017: **HB 207, HB 246**

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair):

2/16/2017

HB 325, introduced bill, be amended as follows:

1. Title, page 1, line 4 through line 10.

Following: "ESTABLISHING " on line 4

Strike: "A SMALL" on line 4 through "81-23-106" on line 10

Insert: "AN EXEMPTION FOR CERTAIN PRODUCERS OF MILK; AND AMENDING SECTIONS 81-2-101, 81-2-102, 81-2-105, 81-21-101, 81-21-102, 81-21-103, 81-22-101, 81-22-102, 81-23-103, 81-23-401, AND 81-23-405"

2. Page 1, line 14 through page 16, line 13.

Strike: everything after the enacting clause

Insert: "Section 1. Section 81-2-101, MCA, is amended to read:

"81-2-101. Authority of department agents. ~~In~~ Except for the premises of a small dairy as defined in 81-21-101, in the performance of official duties, an agent or officer of the department may enter on or in a lot, yard, land, building, room, premises, enclosure, car, wagon, boat, or other place or vehicle used for the treatment, storage, manufacture, display, or transportation of animals, meat, or dairy products intended for sale or disposal as food. The agent or officer may enter anywhere where livestock may be found that are affected with or that have been exposed to or that the officer has reason to believe are either affected with or have been exposed to an infectious,

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contagious, communicable, or dangerous disease or disease-carrying insects."

Insert: "Section 2. Section 81-2-102, MCA, is amended to read:

"81-2-102. Powers of department. (1) The department may:

(a) supervise the sanitary conditions of livestock in this state, under the provisions of the constitution and statutes of this state and the rules adopted by the department. The department may quarantine a lot, yard, land, building, room, premises, enclosure, or other place or section in this state that is or may be used or occupied by livestock and that in the judgment of the department is infected or contaminated with an infectious, contagious, communicable, or dangerous disease or disease-carrying medium by which the disease may be communicated. The department may quarantine livestock in this state when the livestock is affected with or has been exposed to disease or disease-carrying medium. The department may prescribe treatments and enforce sanitary rules that are necessary and proper to circumscribe, extirpate, control, or prevent the disease.

(b) foster, promote, and protect the livestock industry in this state by the investigation of diseases and other subjects related to ways and means of prevention, extirpation, and control of diseases or to the care of livestock and its products and to this end may establish and maintain a laboratory, may make or cause to be made biologic products, curatives, and preventative agents, and may perform any other acts and things as may be necessary or proper in the fostering, promotion, or protection of the livestock industry in this state;

(c) impose and collect fees that the department considers appropriate for the tests and services performed by it at the laboratory or elsewhere and for biologic products, curatives, and preventative agents made or caused to be made by the department. In fixing these fees, the department shall take into consideration the costs, both direct and indirect, of the tests, services, products, curatives, and agents. All fees must be deposited in the state special revenue fund for the use of the animal health functions of the department.

(d) subject to subsection (2), adopt rules and orders that it considers necessary or proper to prevent the introduction or spreading of infectious, contagious, communicable, or dangerous diseases affecting livestock and alternative livestock in this state;

(e) (i) adopt rules and orders that it considers necessary or proper for the inspection, testing, and quarantine of all livestock and alternative livestock imported into this state; and

(ii) adopt rules and orders that it considers necessary or proper governing inspections and tests of livestock and alternative livestock intended for importation into this state to prevent the introduction or spreading of infectious, contagious, communicable, or dangerous diseases affecting livestock and alternative livestock;

(f) except for a small dairy, as defined in 81-22-101, adopt rules and orders that it considers necessary or proper for the supervision, inspection, and control of the standards and sanitary conditions of slaughterhouses, meat depots, meat and meat food products, dairies, milk depots, milk and its byproducts, barns, dairy cows, factories, and other places and premises where meat or meat foods, milk or its products, or any byproducts thereof intended for sale or consumption as food are produced, kept, handled, or stored. An authorized representative of the department may take samples of a product so produced, kept, handled, or stored for analysis or testing by the department. The records of the samples and their analysis and test, when identified as to the sample by the oath of the officer taking it and verified as to the analysis or test by the oath of the chemist or bacteriologist making it, are prima facie evidence of the facts set forth in them when offered in evidence in a prosecution or action at law or in equity for violation of 81-9-201,

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81-20-101, 81-21-102, 81-21-103, part 1, 2, or 3 of this chapter, or a rule or order of the board adopted thereunder. These standards, insofar as they relate to dairies or milk and its byproducts, may not include standards of weight or measurement.

(g) adopt rules and orders that seem necessary or proper for the supervision and control of manufactured and refined foods for livestock and the manufacture, importation, sale, and method of using a biologic remedy or curative agent for the treatment of diseases of livestock. However, as far as practicable, the standards approved by the United States department of agriculture must be adopted.

(h) install an adequate system of meat inspection in accordance with 81-9-216 through 81-9-220 and 81-9-226 through 81-9-236 that must provide ways and means for shipping home-grown and home-killed meats into any city in this state. As far as practicable, the rules must conform with the meat-inspection requirements of the United States department of agriculture.

(i) slaughter or cause to be slaughtered any livestock in this state known to be affected with or that has been exposed to an infectious, contagious, communicable, or dangerous disease, when the slaughter is necessary for the protection of other livestock, and destroy or cause to be destroyed all barns, stables, sheds, outbuildings, fixtures, furniture, or personal property infected with any infectious, contagious, communicable, or dangerous disease when they cannot be thoroughly cleaned and disinfected and the destruction is necessary to prevent the spreading of the disease;

(j) indemnify the owner of any property destroyed by order of the department or pursuant to any rules adopted by the department under 81-20-101, 81-21-102, 81-21-103, or part 1, 2, or 3 of this chapter;

(k) require persons, firms, and corporations engaged in the production or handling of meat, meat food products, dairy products, or any byproducts thereof to furnish statistics of the quantity and cost of the food and food products produced or handled and the name and address of persons supplying them any of the products.

(2) (a) As used in subsection (1)(d), "order" means a command, direction, or instruction issued by the department, board, or board's administrator in circumstances that clearly constitute an existing imminent peril to the public health, safety, or welfare or to animal health or welfare.

(b) An order under subsection (1)(d) may last no more than 5 years and may be altered or rescinded as necessary to address the circumstances set out in subsection (1)(d). An order may not be used to create a permanent program.

(c) As used in subsection (2)(b), "program" means a legislatively or administratively created function, project, or duty of an agency.

(3) When in the exercise of its powers or the discharge of its duties it becomes necessary for employees of the department to investigate facts and conditions, they may administer oaths, take affidavits, and compel the attendance and testimony of witnesses."

Insert: "Section 3. Section 81-2-105, MCA, is amended to read:

"81-2-105. Authority of municipal corporations. ~~Nothing~~ Except for on the premises of a small dairy, as defined in 81-21-101, nothing in this title prevents the governing authority of a municipal corporation from enacting or enforcing ordinances for the inspection of slaughterhouses, meat depots, meat markets, meat food products, creameries, butter or cheese factories, dairies, or dairy products located, sold, or offered for sale in the limits of the municipal corporation. An ordinance may not be enforced in conflict with the powers of this title delegated to the department and its officers or agents."

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Insert: "Section 4. Section 81-21-101, MCA, is amended to read:

"81-21-101. Definitions. As used in this part, the following definitions apply:

(1) "Fluid milk plant" means a place where milk or cream is not produced but is purchased or collected and prepared for distribution to the consumer in liquid form.

(2) "Public consumption" means the use of milk or cream by the public for any purpose.

(3) "Small dairy" means a place where no more than 5 lactating cows, 10 lactating goats, or 10 lactating sheep are kept for producing milk."

Insert: "Section 5. Section 81-21-102, MCA, is amended to read:

"81-21-102. Licensing of milk plants and dairies selling milk or cream for public consumption. (1) † Except for a small dairy subject to registration under subsection (6), it is unlawful for the following businesses to operate in this state without first obtaining a license from the department:

(a) a dairy selling milk or cream for public consumption in the form in which it is originally produced;

(b) a condensed, evaporated, or powdered milk plant;

(c) a fluid milk plant.

(2) A license expires on December 31 of the year issued. The department may, following the procedures in the Montana Administrative Procedure Act, deny, suspend, or revoke a license when it determines that a person to whom the license is issued has failed to comply with the rules of the department or has failed to conduct the person's establishment in a sanitary manner. All license fees collected must be deposited into the general fund.

(3) The department may issue a restraining order prohibiting a dairy from selling or giving away milk or cream not produced or handled under the laws of this state or the rules of the department. It is unlawful for a dairy, while restrained, to sell or give away for public consumption milk or cream produced or handled by the dairy, and it is also unlawful for a dairy products manufacturing plant, milk plant, or cream station to purchase or use the cream or milk from a dairy while the dairy is restrained.

(4) The department shall establish license fees for the following facilities:

(a) a condensed, evaporated, or powdered milk factory;

(b) a fluid milk plant; and

(c) a dairy.

(5) A person violating this section is guilty of a misdemeanor.

(6) The department may register a person operating a small dairy. The registration fee is \$5 a year."

Insert: "Section 6. Section 81-21-103, MCA, is amended to read:

"81-21-103. Exceptions of certain producers of dairy products. (1) The owners or operators of small dairies, dairies, creameries, butter factories, cheese factories, or other places of business engaged in the production, storage, or transportation of dairy products are not required to procure a license from the department of public health and human services for the business of production, storage, or transportation of these food products.

(2) This section does not limit:

(a) the supervision or regulation by the department of public health and human services of the sanitary condition of a restaurant, hotel, boardinghouse, or retail market or the products sold or offered for sale at those facilities; or

(b) the duties imposed by law on the department of public health and human services to

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make sanitary rules for the eradication or control of an epidemic of human disease that may exist in a community.""

Insert: "Section 7. Section 81-22-101, MCA, is amended to read:

"81-22-101. Definitions. For the purpose of this chapter, the following definitions are adopted:

(1) "Agent" means a person who is authorized by another person to act for that other person in dealing with a third person.

(2) "Butter" is the clean, nonrancid product made by gathering the fat of fresh ripened milk or cream into a mass that also contains a small portion of the other milk constituents, with or without salt, and must contain not less than 80% of milk fat. No tolerance for deficiency in milk fat is permitted. Butter may also contain added coloring matter.

(3) "Cheese" is the sound, solid, and ripened product made from milk or cream by coagulating the casein with rennet or lactic acid, with or without ripening ferments and seasoning, and must contain in the water-free substance not less than 50% of milk fat and not more than 39% of moisture. Cheese may also contain added coloring matter.

(4) "C.I.P." means the procedure by which sanitary pipelines or pieces of dairy equipment are mechanically cleaned in place by circulation when this procedure meets the 3-A accepted practices for permanently installed sanitary product-pipelines and cleaning systems.

(5) "Code of Federal Regulations" refers especially but is not limited to Title 21, which contains the definitions and standards of identity for products as established by the food and drug administration, United States department of health and human services.

(6) "Cream" means the milk fat that rises to the surface when milk is allowed to stand or that is separated from milk by centrifugal force when sold, used, or intended for use in a manufactured product.

(7) "Creamery" means a place where butter is made for commercial purposes.

(8) "Culture" means the harmless lactic acid fermenting bacteria that are added to milk or cream to make manufactured dairy products like cultured buttermilk, cheese, cottage cheese, yogurt, sour cream, cream cheese, butter, and similar products.

(9) "Dairy" or "dairy farm" means a place where ~~one or more cows or goats~~ 6 or more lactating cows, 11 or more lactating goats, or 11 or more lactating sheep are kept, a part or all of the milk or cream from which is used for manufacturing purposes.

(10) The term "department", unless otherwise indicated, means the department of livestock provided for in Title 2, chapter 15, part 31.

(11) "Directly acidified" and similar terms mean the process of adding a food grade acid to milk or cream instead of or in addition to the adding of culture.

(12) "Filled dairy products" means milk, cream, skimmed milk, or any combination of these, whether or not condensed, evaporated, concentrated, frozen, powdered, dried, or desiccated, or any food product made or manufactured from them, to which has been added or which has been blended or compounded with fat or oil other than milk fat so that the resulting product is in imitation or semblance of a dairy product, including milk, cream, sour cream, skimmed milk, ice cream, low-fat ice cream, whipped cream, flavored milk or skim milk yogurt, dried or powdered milk, cheese, cream, cream cheese, cottage cheese, creamed cottage cheese, ice cream mix, low-fat ice cream mix, sherbet, condensed milk, evaporated milk, or concentrated milk.

(13) "French ice cream", "French custard ice cream", and similar frozen products, except sherbets and water ices, are varieties of ice cream.

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(14) "Grading" means the examination of milk, cream, or products by sight, odor, taste, or laboratory analysis, the results of which determine a grade designating their quality.

(15) "Ice cream" is a frozen product made with pure, sweet milk, cream, skim milk, evaporated or condensed milk, evaporated or condensed skim milk, dry milk, dry skim milk, pure milk fat, wholesome sweet butter, or any combination of these products, with or without sweetening, or clean wholesome eggs or egg products, with or without the use of harmless flavoring and coloring. Ice cream must contain not less than 10% of milk fat, not less than 33% total solids, and may or may not contain pure and harmless edible stabilizer. Ice cream may contain not to exceed 1% gelatin. A frozen milk or milk product may not be manufactured or sold unless it contains at least 10% butterfat, excepting sherbets, ices, and other exceptions under this section. All ice cream must be manufactured from pasteurized ice cream mix.

(16) (a) "Ice cream mix" is a pasteurized, unfrozen product used in the manufacture of ice cream and must comply with the requirements for ice cream.

(b) "Mix" includes the liquid, unfrozen product from which those frozen products listed under subsections (21)(a)(iii) through (21)(a)(xii) are made.

(17) "Intrastate commerce" means commerce within this state under the jurisdiction of the state and includes the operation of a business or service establishment.

(18) "Manufactured dairy product" means an item enumerated in subsection (21) or any other dairy product made by incorporating milk or cream or converting milk or cream into a different state of appearance or quality. For purposes of reporting production and licensing, manufactured dairy product includes but is not limited to:

- (a) ice cream or its mix;
- (b) French ice cream, custard ice cream, French custard ice cream, their low-fat counterparts, or their mixes;
- (c) sherbets of all kinds or their mixes;
- (d) animal or vegetable fat frozen desserts or their mixes;
- (e) frozen confections or their mixes when made in a manufactured dairy products plant;
- (f) water ices or their mixes;
- (g) frozen dessert sandwiches, bars, cones, and similar novelties;
- (h) frozen dessert made of nondairy origins and other products made in the semblance or imitation of dairy products or their mixes when made in a manufactured dairy products plant;
- (i) ice milk or its mix;
- (j) cheese of all kinds, including cottage cheese, cheese curd, cheese dressing, and cream cheese, either cultured or directly acidified;
- (k) sour cream when cultured or directly acidified;
- (l) eggnog, low-fat eggnog, eggnog-flavored milk, and similar flavored products;
- (m) buttermilk, cultured or from churned butter or directly acidified;
- (n) butter;
- (o) yogurt, low-fat yogurt, or flavored yogurt, either cultured or directly acidified or frozen.

(19) "Manufactured dairy products plant" or "factory" means a place where milk or cream is collected and converted into a product or into a different state of appearance or quality or that manufactures those products listed in subsection (21). If only products of semblance or imitation of dairy products are made, the plant is not considered a manufactured dairy products plant.

(20) "Milk" means the lacteal secretion, practically free from colostrum, obtained by the milking of one or more healthy cows located in modified accredited areas and modified certified areas or from cows in herds fully accredited as tuberculosis-free by the United States department

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of agriculture or in the process of being accredited, when the milk or cream is sold for use in, intended for use in, or used in a manufactured dairy product.

(21) (a) "Milk" and "cream" mean milk and cream sold, used, or intended for manufacturing purposes or for conversion into products of a form other than the form in which originally produced or products commonly known as but not limited to:

- (i) butter;
- (ii) cheese, including cottage cheese, low-fat cottage cheese, cheese curd, and cream cheese, which are either cultured or directly acidified, and cheese dressings;
- (iii) ice cream or its mix;
- (iv) frozen dessert or its mix;
- (v) sherbets of all kinds or their mixes;
- (vi) frozen ice cream bars, sandwiches, cones, and similar novelties;
- (vii) frozen desserts or products made in the semblance or imitation of frozen dessert;
- (viii) frozen confections or their mixes;
- (ix) water ices or their mixes;
- (x) ice milk or its mix;
- (xi) French ice cream, French custard, or their mixes;
- (xii) frozen custard or its mix and frozen yogurt;
- (xiii) yogurt, flavored yogurt, and low-fat yogurt;
- (xiv) sour cream, either cultured or directly acidified;
- (xv) cream cheese, either cultured or directly acidified;
- (xvi) buttermilk, either cultured, from churned butter, or directly acidified;
- (xvii) eggnog, low-fat eggnog, eggnog-flavored milk, whipped cream, flavored toppings, and similar flavored products;
- (xviii) dry or powdered milk; and
- (xix) condensed milk products.

(b) The items specified in subsection (21)(a) must conform to the standards of identity set forth in the Code of Federal Regulations. If standards of identity are not set forth in the code, then the standards adopted by the department prevail. The labeling of manufactured dairy products must be in accordance with the Montana Food, Drug, and Cosmetic Act.

(22) "Milk or cream station" means a place other than a creamery where deliveries of milk or cream are weighed, graded, sampled, tested, or collected for purchase.

(23) "Mislabeled", "unwholesome", "food additives", "optional ingredients", "impure", "misbranded", "contaminated", "adulterated", "perishable", "hazardous", "unfit", "spoiled", "damaged", and similar terms, when applied to a manufactured dairy product or product made in semblance or in imitation of a manufactured dairy product, are as defined in Title 50, chapter 31.

(24) "Official test" means test procedures outlined in the sources referred to under 81-22-301 concerning samples, methods, and rules of evidence.

(25) "Pasteurization", "pasteurizing", and similar terms mean the process of heating every particle of milk or milk product to at least 145 degrees F and holding it continuously at or above this temperature for at least 30 minutes or to at least 161 degrees F and holding it continuously at or above this temperature for at least 15 seconds in equipment that is properly operated and approved by the department. Milk products that have a higher fat content than milk or contain added sweeteners must be heated to at least 155 degrees F and held continuously at or above this temperature for at least 30 minutes, or to at least 175 degrees F and held continuously at or above this temperature for at least 25 seconds. This definition does not bar any other pasteurization

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process that has been recognized by the United States public health service to be equally effective and that is approved by the department.

(26) "Person" means an individual, firm, partnership, corporation, cooperative, or other business unit or trade device.

(27) "Producer" means the person who exercises control over the production of milk or cream delivered to a milk or cream receiving station or manufactured dairy products plant or who receives payment for milk or cream used in manufacturing.

(28) "Safe temperature" means 45 degrees F or less unless the product is frozen, in which case the temperature must be at or below 0 degrees F.

(29) "Small dairy" means a place where no more than 5 lactating cows, 10 lactating goats, or 10 lactating sheep are kept for producing milk.

~~(29)~~(30) "Testing", "test", "tested", and similar words mean the examination of milk, cream, or manufactured dairy products by sight, odor, taste, or biological or chemical laboratory analysis to determine their quality, wholesomeness, or composition.

~~(30)~~(31) "Water ice" means a frozen product containing but not limited to the following ingredients: water, sugar, flavoring, coloring, stabilizers, and other ingredients allowed by the Code of Federal Regulations as optional ingredients."

Insert: "Section 8. Section 81-22-102, MCA, is amended to read:

"81-22-102. General authority of department. (1) The department may regulate and establish sanitation standards for persons operating dairies producing milk for manufacturing purposes. The department may regulate and establish sanitation and quality standards for a person engaged in the processing of manufactured dairy products or of products made or sold in the semblance or imitation of dairy products in this state when those products made in semblance or imitation of dairy products are made in a manufactured dairy products plant.

(2) The department may adopt minimum standards for the production, transportation, grading, testing, use, processing, packaging, and storage of milk and cream used for manufacturing purposes and of manufactured dairy products.

(3) The Except for a small dairy subject to registration under 81-21-102, the department shall adopt rules and establish fees for licenses for selling or producing milk as required by 81-23-202."

Insert: "Section 9. Section 81-23-103, MCA, is amended to read:

"81-23-103. General powers of department and board. (1) The Except for milk produced from a small dairy, as defined in 81-21-101, the board shall supervise, regulate, and control the milk industry of this state, including the production, processing, storage, distribution, and sale of milk sold for consumption in this state. The board shall conduct hearings and make determinations under this chapter and under board rules and orders promulgated pursuant to this chapter. This chapter does not affect the status, force, or operation of any provision of public health laws, county board of health rules, or municipal ordinances for the promotion or protection of the public health.

(2) The department may cooperate with the department of public health and human services, a county or city board of health, or the department of agriculture in enforcing this chapter.

(3) The department shall assist the board by investigating all matters pertaining to the production, processing, storage, distribution, and sale of milk in this state and by bringing proceedings to enforce the orders of the board. The department, in exercising its enforcement duties, may subpoena milk dealers, their records, books, and accounts, and any other person from whom information may be desired or considered necessary to carry out the purposes and intent

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of this chapter. The department may take depositions of witnesses who are sick or absent from the state or who cannot otherwise appear in person before the department at its offices. The department shall give at least 10 days' notice to the proposed witness.

(4) The department shall provide staff to the board as provided in 2-15-121 to assist in technical, enforcement, and regulatory activities."

Insert: "Section 10. Section 81-23-401, MCA, is amended to read:

"81-23-401. Entry, inspection, and investigation. The Except for the premises of a small dairy, as defined in 81-21-101, the department may enter, at all reasonable hours, all places where milk is produced, processed, bottled, handled, or stored or where the books, papers, records, or documents relative to those transactions are kept, and may inspect and copy them in any place in this state. The department may administer oaths and take testimony for the purpose of ascertaining facts which, in the judgment of the department, are necessary to administer this chapter."

Insert: "Section 11. Section 81-23-405, MCA, is amended to read:

"81-23-405. Violations made misdemeanors -- penalties. (1) A Except for a person operating a small dairy subject to registration under 81-21-102, a person who produces, sells, distributes, or handles milk in any way, except as a consumer, without a license from the board as required by this chapter or who violates a lawful rule of the department or board is guilty of a misdemeanor punishable by a fine not exceeding \$600. Each day's violation is a separate offense.

(2) The district courts have original jurisdiction in all criminal actions for violations of this chapter and in all civil actions for the recovery or enforcement of penalties provided for in this chapter. All of those actions, both criminal and civil, must be tried in the district court.

(3) The county attorneys, in their respective counties, shall diligently prosecute all violations of this chapter."

And, as amended, do pass. Report adopted.

APPROPRIATIONS (Ballance, Chair):

2/16/2017

HB 228, do pass. Report adopted.

HB 339, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair):

2/17/2017

HB 346, introduced bill, be amended as follows:

1. Page 2, line 28.

Insert: "(6)(a) A fiscal agent that qualifies under subsection (1)(e) and that is designated as a payor, using federal, state, or local government funds, under 26 CFR 31.3504-1 is considered to be the employer for the purposes of the Workers' Compensation Act of those workers for whom the fiscal agent is making payments.

(b) The client of the fiscal agent, despite exercising control over the hiring, scheduling, and direction of the work tasks performed by the worker, is not the employer of that worker for the purposes of the Workers' Compensation Act."

And, as amended, do pass. Report adopted.

SB 89, be concurred in. Report adopted.

2/10/2017

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FISH, WILDLIFE AND PARKS (Flynn, Chair):

2/16/2017

HB 324, do pass. Report adopted.

HB 367, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Strike: "SECTION"

Insert: "SECTIONS"

Following: "17-7-502"

Insert: "and 87-2-903"

2. Page 1, line 18.

Strike: "Use of funds"

Insert: "Funds collected"

3. Page 1, line 18 through line 19.

Strike: "in addition to any" on line 18 through "funding to be" on line 19

4. Page 1, line 19.

Following: "services"

Insert: ". Funds collected pursuant to this subsection and paid by the department to the United States department of agriculture wildlife services are in addition to and not a substitute for any funds being paid by the department to the United States department of agriculture wildlife services"

Following: "under"

Strike: "a"

Insert: "any"

5. Page 3.

Following: line 6

Insert: "**Section 3.** Section 87-2-903, MCA, is amended to read:

"87-2-903. (Temporary) Compensation, fees, and duties of agents -- penalty for late submission of license money. (1) License agents, except salaried employees of the department, must receive for all services rendered a commission of 50 cents for each transaction, plus any additional amount as determined under subsection (9) and by rules adopted pursuant to subsection (10).

(2) A license agent may charge a convenience fee of up to 3% of the total amount of a transaction if a purchase is made with a credit card or a debit card. A financial institution or credit card company may not prohibit collection of the convenience fee provided for in this subsection.

(3) Each license agent shall submit to the department the money received from the sale of licenses and donations received pursuant to 87-1-293 and [section 1], less the appropriate commission and convenience fee.

(4) Each license agent shall submit to the department copies of each paper license sold.

(5) The department may charge license agents appointed after March 1, 1998, an electronic license system fee not to exceed actual costs.

(6) The department may designate classes of license agents and may establish a protocol

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for each class of agent. Each license agent shall keep the license account open at all reasonable hours to inspection by the department, the director, the wardens, or the legislative auditor.

(7) For purposes of this section, the term "transaction" includes the sale of any license or permit, collection of any data or fee, or issuance of any certificate prescribed by the department. The term does not include donations collected pursuant to 87-1-293 and [section 1].

(8) If a license agent fails to submit to the department all money received from the declared sale of licenses and from donations received pursuant to 87-1-293 and [section 1], less the appropriate commission and convenience fee, by the deadline established by the department, an interest charge equal to the rate charged under 15-1-216 may be assessed. Acceptance of late payments with interest does not preclude the department from summarily revoking the appointment of a license agent under 87-2-904.

(9) A license agent, except for an electronic service provider, must receive a commission of 50 cents for each ticket the agent processes for a hunting license lottery held pursuant to 87-1-271.

(10) The department may adopt rules necessary to implement this section. (Terminates June 30, 2019--sec. 7, Ch. 83, L. 2013.)

87-2-903. (Effective July 1, 2019) Compensation, fees, and duties of agents -- penalty for late submission of license money. (1) License agents, except salaried employees of the department, must receive for all services rendered a commission of 50 cents for each transaction, plus any additional amount as determined under subsection (9) and by rules adopted pursuant to subsection (10).

(2) A license agent may charge a convenience fee of up to 3% of the total amount of a transaction if a purchase is made with a credit card or a debit card. A financial institution or credit card company may not prohibit collection of the convenience fee provided for in this subsection.

(3) Each license agent shall submit to the department the money received from the sale of licenses and donations collected pursuant to [section 1], less the appropriate commission and convenience fee.

(4) Each license agent shall submit to the department copies of each paper license sold.

(5) The department may charge license agents appointed after March 1, 1998, an electronic license system fee not to exceed actual costs.

(6) The department may designate classes of license agents and may establish a protocol for each class of agent. Each license agent shall keep the license account open at all reasonable hours to inspection by the department, the director, the wardens, or the legislative auditor.

(7) For purposes of this section, the term "transaction" includes the sale of any license or permit, collection of any data or fee, or issuance of any certificate prescribed by the department. The term does not include donations collected pursuant to [section 1].

(8) If a license agent fails to submit to the department all money received from the declared sale of licenses and donations collected pursuant to [section 1], less the appropriate commission and convenience fee, by the deadline established by the department, an interest charge equal to the rate charged under 15-1-216 may be assessed. Acceptance of late payments with interest does not preclude the department from summarily revoking the appointment of a license agent under 87-2-904.

(9) A license agent, except for an electronic service provider, must receive a commission of 50 cents for each ticket the agent processes for a hunting license lottery held pursuant to 87-1-271.

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(10) The department may adopt rules necessary to implement this section.""

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

SB 50, be concurred in. Report adopted.

JUDICIARY (Doane, Chair):

2/17/2017

HB 94, introduced bill, be amended as follows:

1. Page 5, line 22 through line 23.

Strike: "and an ethics oath, as promulgated by the council"

Insert: ", and no other oath may be required"

2. Page 11.

Following: line 23

Insert: "(1) "Designated agency or individual" means a nongovernmental agency, or an employee of the agency, that provides services to a local government and is designated by a district court, justice's court, municipal court, or city court pursuant to 46-9-108(1)(f) to provide pretrial services."

Renumber: subsequent subsections

3. Page 11, line 30.

Following: "**officers**"

Insert: "and designated individuals"

Following: "(1)"

Strike: "A"

Insert: "Except as provided in subsections (4) through (6), pretrial services must be provided by a"

4. Page 12, line 1.

Following: the first "officer"

Strike: "must be"

Insert: "who is"

5. Page 12.

Following: line 6

Insert: " (4) A designated agency, as used in this part, is not a public safety agency. An employee of a designated agency or a designated individual, as used in this part, is not a public safety officer as defined in 44-4-401 and is not required to be certified by or meet the minimum training requirements or standards for certification adopted by the Montana public safety officer standards and training council created in 2-15-2029.

(5) A local government may authorize a designated agency or individual to make arrests pursuant to 46-9-505(3).

(6) A local government may impose training standards on a designated agency or

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individual."

6. Page 13, line 23.

Following: "agency"

Strike: "the"

Insert: "a"

Following: "officer"

Insert: "of that agency"

7. Page 13, line 24.

Following: "warrant"

Strike: "or"

Insert: ". The pretrial services officer or other designated agency or individual"

8. Page 13, line 26.

Following: "judgment of the"

Insert: "pretrial services"

Following: "officer"

Insert: "or designated agency or individual"

9. Page 13, line 29.

Strike: "officer"

Insert: "services officer or designated agency or individual"

10. Page 15, line 10.

Following: "(1)"

Strike: "A"

Insert: "Except as provided in subsection (3), a"

11. Page 15, line 14.

Following: "(2)"

Strike: "A"

Insert: "Except as provided in subsection (3), a"

12. Page 15, line 15.

Following: "section"

Insert: "or may receive misdemeanor probation services from a nongovernmental agency as provided in subsection (3)"

13. Page 15.

Following: line 22

Insert: "(3) As an alternative to subsections (1) and (2), a local government may receive misdemeanor probation services from a nongovernmental agency. Agents of the nongovernmental agency are not subject to the requirements of subsection (2), except that they are subject to the supervision guidelines under subsection (2)(e), and a local

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government may authorize the nongovernmental agency and its agents to make an arrest or order an arrest as provided in subsection (2)(f). The local government may impose its own training standards for the nongovernmental agency and its agents."

Renumber: subsequent subsections

14. Page 15, line 25.

Following: the first "probation"

Insert: ", whether provided by a misdemeanor probation office or a nongovernmental agency,"

And, as amended, do pass. Report adopted.

HB 404, do pass. Report adopted.

HB 427, do pass. Report adopted.

LOCAL GOVERNMENT (Greef, Chair):

2/17/2017

HB 373, introduced bill, be amended as follows:

1. Page 8, line 8.

Following: "challenge"

Insert: "-- restrictions"

2. Page 8, line 9.

Strike: "\$5,000"

Insert: "\$20,000"

3. Page 8, lines 10 and 11.

Strike: "qualified, independent person, who may be but is not required to be an employee of the department of revenue,"

Insert: "disinterested certified general real estate appraiser"

4. Page 8, line 19.

Following: "filed."

Insert: "(5) Except as otherwise provided by law, the board of county commissioners may not under the provisions of this part sell, exchange, or lease lands appraised pursuant to subsection (1) for less than the appraised value."

And, as amended, do pass. Report adopted.

HB 405, do pass. Report adopted.

2/16/2017

STATE ADMINISTRATION (Mandeville, Chair):

2/17/2017

HB 282, introduced bill, be amended as follows:

1. Page 1, line 21.

Strike: "October 1, 2018"

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Insert: "December 31, 2017"

2. Page 1, line 26.

Strike: "October 1, 2018"

Insert: "December 31, 2017"

And, as amended, do pass. Report adopted.

HB 383, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 2/15/2017

SB 2, introduced by Connell

SB 113, introduced by Moore

SB 179, introduced by Fitzpatrick

House bills concurred in and returned to the House: 2/15/2017

HB 177, introduced by Ellis

HB 202, introduced by Wagoner

HB 207, introduced by Bennett

HB 237, introduced by Ehli

HB 246, introduced by Brodehl

HB 262, introduced by Harris

House joint resolution concurred in and returned to the House: 2/15/2017

HJR 5, introduced by McCarthy

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 489, introduced by M. Noland, referred to Natural Resources.

HB 490, introduced by D. Fern, referred to Business and Labor.

HB 491, introduced by V. Court, K. Abbott, J. Bachmeier, B. Bennett, L. Bishop, Z. Brown, P. Connell, R. Cook, W. Curdy, A. Curtis, K. Dudik, M. Dunwell, J. Eck, J. Ellis, D. Fern, S. Fitzpatrick, J. Fleming, M. Funk, J. Hamilton, B. Hamlett, D. Hayman, T. Jacobson, J. Karjala, K. Kelker, G. Kipp, J. Knokey, S. Lavin, D. Loge, R. Lynch, K. McCarthy, N. McConnell, S. Morigeau, A. Olsen, J. Patelis, R. Peppers, Z. Perry, G. Pierson, T. Richmond, M. Ryan, W. Sales, D. Salomon, C. Schreiner, R. Shaw, B. Smith, S. Stewart-Peregoy, K. Swanson, S. Webber, J. Welborn, J. Windy Boy, C. Wolken, T. Woods, referred to Fish, Wildlife and Parks.

HB 492, introduced by D. Hayman, referred to Local Government.

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HB 493, introduced by C. Schreiner, K. Abbott, J. Bachmeier, B. Bennett, L. Bishop, Z. Brown, A. Curtis, M. Dunwell, J. Eck, M. Funk, E. Hill Smith, T. Jacobson, J. Karjala, K. McCarthy, N. McConnell, S. Morigeau, A. Olsen, Z. Perry, J. Pomnichowski, J. Price, M. Ryan, T. Woods, referred to Judiciary.

HB 494, introduced by S. Berglee, F. Anderson, M. Blasdel, R. Brodehl, C. Knudsen, S. Lavin, D. Mortensen, D. Skees, K. Wagoner, D. Zolnikov, referred to Judiciary.

HB 495, introduced by M. Dunwell, R. Ehli, referred to Human Services.

HB 496, introduced by V. Ricci, D. Brown, referred to Business and Labor.

HB 497, introduced by G. Pierson, D. Ankney, B. Beard, B. Bennett, R. Cook, G. Custer, B. Harris, T. Jacobson, J. Keane, R. Lynch, S. Morigeau, T. Richmond, W. Sales, R. Shaw, K. Swanson, G. Vance, C. Vincent, P. Webb, R. Webb, J. Welborn, K. White, referred to Transportation.

HB 498, introduced by J. Knokey, F. Anderson, S. Berglee, M. Blasdel, B. Brown, Z. Brown, J. Cohenour, F. Garner, J. Hinkle, T. Jacobson, S. Lavin, R. Lynch, N. McConnell, A. Olszewski, J. Patelis, Z. Perry, T. Richmond, J. Trebas, B. Tschida, referred to Natural Resources.

HB 499, introduced by T. Burnett, referred to State Administration.

HB 500, introduced by A. Hertz, G. Hertz, referred to Business and Labor.

HB 501, introduced by A. Knudsen, N. Ballance, S. Berglee, M. Blasdel, R. Brodehl, B. Brown, A. Doane, R. Ehli, D. Fern, K. Flynn, W. Galt, F. Garner, C. Glimm, G. Hertz, L. Jones, B. Keenan, S. Lavin, D. Lenz, F. Mandeville, W. McKamey, M. Noland, R. Osmundson, A. Redfield, D. Skees, C. Smith, F. Thomas, G. Vance, referred to State Administration.

HB 502, introduced by J. Price, referred to Natural Resources.

HB 503, introduced by J. Price, referred to Judiciary.

HB 504, introduced by B. Bennett, Z. Brown, D. Hayman, M. Hopkins, A. Rosendale, referred to Energy, Technology, and Federal Relations.

HB 505, introduced by T. Woods, referred to Human Services.

HB 506, introduced by J. Trebas, referred to Business and Labor.

HB 507, introduced by F. Mandeville, A. Knudsen, referred to Local Government.

HB 508, introduced by T. Welch, referred to Business and Labor.

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 9, introduced by K. White, C. Vincent, referred to Natural Resources.

The following Senate bills were read first time, and referred to committees:

SB 2, introduced by P. Connell, referred to Local Government.

SB 113, introduced by F. Moore, referred to Judiciary.

SB 179, introduced by S. Fitzpatrick, referred to Judiciary.

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**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Noland in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 30 - Representative Ehli moved consideration of **HB 30** be passed for the day. Motion carried.

HB 18 Free Conference Committee - Representative Jacobson moved the Free Conference Committee Report on **HB 18** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Berglee, Doane, Rosendale, White.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 22 - Representative Keane moved **HB 22** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey,

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Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Burnett, Rosendale.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 157 - Representative Mandeville moved **HB 157** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Price, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 64

Nays: Abbott, Bachmeier, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Redfield, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 36

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 328 - Representative Ehli moved **HB 328** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III,

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Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 329 - Representative Manzella moved **HB 329** do pass. Motion **failed** as follows:

Yeas: Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 49

Nays: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 51

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 334 - Representative Knokey moved **HB 334** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dunwell, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville,

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Manzella, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 67

Nays: Abbott, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, McCarthy, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 371 - Representative Bennett moved **HB 371** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 78

Nays: Bartel, Beard, Brodehl, B. Brown, Doane, Essmann, Flynn, Glimm, Harris, Holmlund, Hopkins, Lavin, Manzella, Mortensen, Patelis, Redfield, Regier, Rosendale, Skees, Tschida, Usher, White.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 3 - Representative P. Webb moved **SB 3** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt,

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Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 16 - Representative D. Jones moved **SB 16** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 19 - Representative McKamey moved **SB 19** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Cook, Cuffe, Curdy, Curtis, Custer, Eck, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Hamilton,

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Harris, Hill-Smith, Karjala, Keane, Kelker, C Knudsen, Lavin, Lenz, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Windy Boy, Woods, Mr. Speaker.

Total 53

Nays: Ballance, Bartel, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Court, Doane, Dudik, Dunwell, Ehli, Essmann, Galloway, Galt, Glimm, Gunderson, Hamlett, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Kipp III, Knokey, Loge, Lynch, Manzella, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Skees, Smith, Tschida, Usher, Wagoner, Welch, White, Zolnikov.

Total 47

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 25 - Representative Olsen moved **SB 25**, second reading copy, be amended as follows:

1. Title, page 1, line 8.

Strike: "REVISING THE OFFENSE" through "MACHINE;"

2. Title, page 1, line 11.

Strike: "23-5-622,"

3. Page 8, line 10 through line 21.

Strike: section 3 in its entirety

Renumber: subsequent sections

Amendment **not** concurred in as follows:

Yeas: Abbott, Bennett, Bishop, Z. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 38

Nays: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

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Total 62

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 25 - Representative Schreiner moved **SB 25** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr.

Speaker.

Total 84

Nays: Z. Brown, Burnett, Court, Dunwell, Eck, Fern, Galloway, Harris, Kipp III, McCarthy, Olsen, Peppers, Smith, Stewart-Per, Swanson, Zolnikov.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Noland moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 97

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Nays: Karjala, Noland, Windy Boy.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 26, as amended by the Senate, passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 94

Nays: Brodehl, Burnett, Galloway, Rosendale, Skees, Zolnikov.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 41, as amended by the Senate, passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield,

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Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Hayman, Olsen.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 62 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 126 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen,

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Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Brodehl, B. Brown, C Knudsen, Mandeville, Manzella, Regier, Rosendale, Smith, Usher.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 187 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Grubbs, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 63

Nays: Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Galloway, Greef, Gunderson, Harris, A Hertz, Hopkins, Jones, C Knudsen, Lenz, Loge, Mandeville, Manzella, Mortensen, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 257 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson,

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Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 84

Nays: Beard, Brodehl, B. Brown, Curtis, Doane, Essmann, Galt, Glimm, C Knudsen, Manzella, Patelis, Regier, Rosendale, Skees, Trebas, Tschida.
Total 16

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 355 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 377 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell,

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McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned names be **ADDED** as sponsors to **HB 434**
Motion carried.

HB 434 (K. Flynn, Chief Sponsor)

Beard, Jacobson, Knokey, A. Knudsen, C. Knudsen, Loge, and Vinton.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 8:00 a.m., Saturday, February 18, 2017. Motion carried.

House adjourned at 2:58 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
THIRTY-SIXTH LEGISLATIVE DAY**

Helena, Montana
February 18, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Tschida. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (Ricci, Chair):

2/18/2017

Correctly printed: **HB 22, HB 157, HB 228, HB 324, HB 328, HB 334, HB 339, HB 371, HB 383, HB 404, HB 405, HB 427, HB 489, HB 490, HB 491, HB 492, HB 493, HB 494, HB 495, HB 496, HB 497, HB 498, HB 499, HB 500, HB 501, HB 502, HB 503, HB 504, HB 505, HB 506, HB 507, HB 508, HJR 9, SB 3, SB 16, SB 19, SB 25, SB 50, SB 89.**

Correctly engrossed: **HB 94, HB 282, HB 325, HB 346, HB 367, HB 373.**

Correctly enrolled: **HB 92, HB 106.**

Transmitted to the Senate: **HB 22, HB 157, HB 228, HB 328, HB 334, HB 339, HB 371, SB 3, SB 16, SB 25.**

Signed by the Speaker at 8:30 a.m., February 18, 2017: **HB 59, HB 82, HB 91, HB 111, HB 130, HB 191, HB 233, HB 241, HB 262.**

Signed by the Chief Clerk of the House at 8:45 a.m., February 18, 2017: **HB 59, HB 82, HB 91, HB 111, HB 130, HB 191, HB 233, HB 241, HB 262.**

REPORTS OF STANDING COMMITTEES

EDUCATION (Berglee, Chair):

2/17/2017

HB 381, do pass. Report adopted.

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair):

2/17/2017

HB 384, do pass. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

2/17/2017

HB 142, introduced bill, be amended as follows:

1. Title, page 1, line 11.

Strike: "AN IMMEDIATE"

Insert: "A DELAYED"

2. Title, page 1, line 12.

Strike: "AND AN APPLICABILITY DATE"

3. Page 1, line 16.

Strike: everything after the enacting clause

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Insert: "Section 1. Section 2-18-704, MCA, is amended to read:

"2-18-704. Mandatory provisions. (1) An insurance contract or plan issued under this part must contain provisions that permit:

(a) the member of a group who retires from active service under the appropriate retirement provisions of a defined benefit plan provided by law or, in the case of the defined contribution plan provided in Title 19, chapter 3, part 21, a member with at least 5 years of service and who is at least age 50 while in covered employment to remain a member of the group until the member becomes eligible for medicare under the federal Health Insurance for the Aged Act, 42 U.S.C. 1395, unless the member is a participant in another group plan with substantially the same or greater benefits at an equivalent cost or unless the member is employed and, by virtue of that employment, is eligible to participate in another group plan with substantially the same or greater benefits at an equivalent cost;

(b) the surviving spouse of a member to remain a member of the group as long as the spouse is eligible for retirement benefits accrued by the deceased member as provided by law unless the spouse is eligible for medicare under the federal Health Insurance for the Aged Act or unless the spouse has or is eligible for equivalent insurance coverage as provided in subsection (1)(a);

(c) the surviving children of a member to remain members of the group as long as they are eligible for retirement benefits accrued by the deceased member as provided by law unless they have equivalent coverage as provided in subsection (1)(a) or are eligible for insurance coverage by virtue of the employment of a surviving parent or legal guardian.

(2) An insurance contract or plan issued under this part must contain the provisions of subsection (1) for remaining a member of the group and also must permit:

(a) the spouse of a retired member the same rights as a surviving spouse under subsection (1)(b);

(b) the spouse of a retiring member to convert a group policy as provided in 33-22-508; and

(c) continued membership in the group by anyone eligible under the provisions of this section, notwithstanding the person's eligibility for medicare under the federal Health Insurance for the Aged Act.

(3) (a) A state insurance contract or plan must contain provisions that permit a legislator to remain a member of the state's group plan until the legislator becomes eligible for medicare under the federal Health Insurance for the Aged Act if the legislator:

(i) terminates service in the legislature and is a vested member of a state retirement system provided by law; and

(ii) notifies the department of administration in writing within 90 days of the end of the legislator's legislative term.

(b) A former legislator may not remain a member of the group plan under the provisions of subsection (3)(a) if the person:

(i) is a member of a plan with substantially the same or greater benefits at an equivalent cost; or

(ii) is employed and, by virtue of that employment, is eligible to participate in another group plan with substantially the same or greater benefits at an equivalent cost.

(c) A legislator who remains a member of the group under the provisions of subsection (3)(a) and subsequently terminates membership may not rejoin the group plan unless the person again serves as a legislator.

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(4) (a) A state insurance contract or plan must contain provisions that permit continued membership in the state's group plan by a member of the judges' retirement system who leaves judicial office but continues to be an inactive vested member of the judges' retirement system as provided by 19-5-301. The judge shall notify the department of administration in writing within 90 days of the end of the judge's judicial service of the judge's choice to continue membership in the group plan.

(b) A former judge may not remain a member of the group plan under the provisions of this subsection (4) if the person:

(i) is a member of a plan with substantially the same or greater benefits at an equivalent cost;

(ii) is employed and, by virtue of that employment, is eligible to participate in another group plan with substantially the same or greater benefits at an equivalent cost; or

(iii) becomes eligible for medicare under the federal Health Insurance for the Aged Act.

(c) A judge who remains a member of the group under the provisions of this subsection (4) and subsequently terminates membership may not rejoin the group plan unless the person again serves in a position covered by the state's group plan.

(5) A person electing to remain a member of the group under subsection (1), (2), (3), or (4) shall pay the full premium for coverage and for that of the person's covered dependents.

(6) An insurance contract or plan issued under this part that provides for the dispensing of prescription drugs by an out-of-state mail service pharmacy, as defined in 37-7-702:

(a) must permit any member of a group to obtain prescription drugs from a pharmacy located in Montana that is willing to match the price charged to the group or plan and to meet all terms and conditions, including the same professional requirements that are met by the mail service pharmacy for a drug, without financial penalty to the member; and

(b) may only be with an out-of-state mail service pharmacy that is registered with the board under Title 37, chapter 7, part 7, and that is registered in this state as a foreign corporation.

(7) An insurance contract or plan issued under this part must include coverage for:

(a) treatment of inborn errors of metabolism, as provided for in 33-22-131; and

(b) therapies for Down syndrome, as provided in 33-22-139.

(8) (a) An insurance contract or plan issued under this part that provides coverage for an individual in a member's family must provide coverage for well-child care for children from the moment of birth through 7 years of age. Benefits provided under this coverage are exempt from any deductible provision that may be in force in the contract or plan.

(b) Coverage for well-child care under subsection (8)(a) must include:

(i) a history, physical examination, developmental assessment, anticipatory guidance, and laboratory tests, according to the schedule of visits adopted under the early and periodic screening, diagnosis, and treatment services program provided for in 53-6-101; and

(ii) routine immunizations according to the schedule for immunization recommended by the immunization practice advisory committee of the U.S. department of health and human services.

(c) Minimum benefits may be limited to one visit payable to one provider for all of the services provided at each visit as provided for in this subsection (8).

(d) For purposes of this subsection (8):

(i) "developmental assessment" and "anticipatory guidance" mean the services described in the Guidelines for Health Supervision II, published by the American academy of pediatrics; and

(ii) "well-child care" means the services described in subsection (8)(b) and delivered by a physician or a health care professional supervised by a physician.

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(9) Upon renewal, an insurance contract or plan issued under this part under which coverage of a dependent terminates at a specified age must continue to provide coverage for any dependent, as defined in the insurance contract or plan, until the dependent reaches 26 years of age. For insurance contracts or plans issued under this part, the premium charged for the additional coverage of a dependent, as defined in the insurance contract or plan, may be required to be paid by the insured and not by the employer.

(10) Prior to issuance of an insurance contract or plan under this part, written informational materials describing the contract's or plan's cancer screening coverages must be provided to a prospective group or plan member.

(11) The state employee group benefit plans and the Montana university system group benefits plans must provide coverage for hospital inpatient care for a period of time as is determined by the attending physician and, in the case of a health maintenance organization, the primary care physician, in consultation with the patient to be medically necessary following a mastectomy, a lumpectomy, or a lymph node dissection for the treatment of breast cancer.

(12) (a) The state employee group benefit plans and the Montana university system group benefits plans must provide coverage for outpatient self-management training and education for the treatment of diabetes. Any education must be provided by a licensed health care professional with expertise in diabetes.

(b) Coverage must include a \$250 benefit for a person each year for medically necessary and prescribed outpatient self-management training and education for the treatment of diabetes.

(c) The state employee group benefit plans and the Montana university system group benefits plans must provide coverage for diabetic equipment and supplies that at a minimum includes insulin, syringes, injection aids, devices for self-monitoring of glucose levels (including those for the visually impaired), test strips, visual reading and urine test strips, one insulin pump for each warranty period, accessories to insulin pumps, one prescriptive oral agent for controlling blood sugar levels for each class of drug approved by the United States food and drug administration, and glucagon emergency kits.

(d) Nothing in subsection (12)(a), (12)(b), or (12)(c) prohibits the state or the Montana university group benefit plans from providing a greater benefit or an alternative benefit of substantially equal value, in which case subsection (12)(a), (12)(b), or (12)(c), as appropriate, does not apply.

(e) Annual copayment and deductible provisions are subject to the same terms and conditions applicable to all other covered benefits within a given policy.

(f) This subsection (12) does not apply to disability income, hospital indemnity, medicare supplement, accident-only, vision, dental, specific disease, or long-term care policies offered by the state or the Montana university system as benefits to employees, retirees, and their dependents.

(13) (a) The state employee group benefit plans and the Montana university system group benefits plans that provide coverage to the spouse or dependents of a peace officer as defined in 45-2-101, a game warden as defined in 19-8-101, a firefighter as defined in 19-13-104, or a volunteer firefighter as defined in 19-17-102 shall renew the coverage of the spouse or dependents if the peace officer, game warden, firefighter, or volunteer firefighter dies within the course and scope of employment. Except as provided in subsection (13)(b), the continuation of the coverage is at the option of the spouse or dependents. Renewals of coverage under this section must provide for the same level of benefits as is available to other members of the group. Premiums charged to a spouse or dependent under this section must be the same as premiums charged to

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other similarly situated members of the group. Dependent special enrollment must be allowed under the terms of the insurance contract or plan. The provisions of this subsection (13)(a) are applicable to a spouse or dependent who is insured under a COBRA continuation provision.

(b) The state employee group benefit plans and the Montana university system group benefits plans subject to the provisions of subsection (13)(a) may discontinue or not renew the coverage of a spouse or dependent only if:

(i) the spouse or dependent has failed to pay premiums or contributions in accordance with the terms of the state employee group benefit plans and the Montana university system group benefits plans or if the plans have not received timely premium payments;

(ii) the spouse or dependent has performed an act or practice that constitutes fraud or has made an intentional misrepresentation of a material fact under the terms of the coverage; or

(iii) the state employee group benefit plans and the Montana university system group benefits plans are ceasing to offer coverage in accordance with applicable state law.

(14) The state employee group benefit plans and the Montana university system group benefits plans must comply with the provisions of 33-22-153.

(15) An insurance contract or plan issued under this part and a group benefits plan issued by the Montana university system must provide mental health coverage that meets the provisions of Title 33, chapter 22, part 7.(See compiler's comments for contingent termination of certain text.)"

Insert: "Section 2. Section 33-22-701, MCA, is amended to read:

"33-22-701. ~~Scope~~ Short title -- purpose -- scope of part -- purpose -- exception exceptions. (1) This part may be cited as the "Montana Mental Health Parity Act".

(2) The purpose of this part is to ensure that Montana law applies the same level of parity between mental health and physical health benefits as existed in federal law on January 1, 2017.

(3) The ~~Except as provided in 33-22-706,~~ the provisions of this part apply to all group policies and certificates of accident individual and group health insurance and group subscriber contracts for the care and treatment of mental illness, alcoholism, and drug addiction health plans offered to, renewed for, or issued to Montana residents by insurers, health service corporations, and all employees' health and welfare funds that provide accident and any health insurance issuer benefits to residents of this state. It is the purpose of this part to preserve the rights of the consumer to have this coverage according to the consumer's medical and economic needs.

(4) This part does not apply to a short-term travel policy, a blanket disability policy as defined in 33-22-601, or excepted benefits as defined in 33-22-140."

Insert: "Section 3. Section 33-22-702, MCA, is amended to read:

"33-22-702. Definitions. For purposes of this part, the following definitions apply:

(1) "Chemical dependency treatment center" means a treatment facility that:

— (a) provides a program for the treatment of alcoholism or drug addiction pursuant to a written treatment plan approved and monitored by a physician or addiction counselor licensed by the state; and

— (b) is licensed or approved as a treatment center by the department of public health and human services under 53-24-208 or is licensed or approved by the state where the facility is located.

(2)(1) "Inpatient benefits" are as set forth in 33-22-705.

(3)(2) "Mental health treatment center" means a treatment facility organized to provide care and treatment for mental illness or severe mental illness through multiple modalities or techniques

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pursuant to a written treatment plan approved and monitored by ~~an interdisciplinary team, including a licensed physician, psychiatric social worker, and psychologist,~~ a qualified health care provider and a treatment facility that is:

- (a) licensed as a mental health treatment center by the state;
- (b) funded or eligible for funding under federal or state law; or
- (c) affiliated with a hospital under a contractual agreement with an established system for patient referral.

~~(4)~~(3) (a) "Mental illness" means a clinically significant behavioral or psychological syndrome or pattern that occurs in a person and that is associated with:

- (i) present distress or a painful symptom;
- (ii) a disability or impairment in one or more areas of functioning; or
- (iii) a significantly increased risk of suffering death, pain, disability, or an important loss of freedom.

(b) Mental illness must be considered as a manifestation of a behavioral, psychological, or biological dysfunction in a person.

(c) Mental illness does not include:

- (i) a developmental disorder;
- (ii) a speech disorder;
- (iii) a psychoactive substance use disorder;
- (iv) an eating disorder, except for bulimia and anorexia nervosa; or
- (v) an impulse control disorder, except for intermittent explosive disorder and trichotillomania; or

~~(vi) a severe mental illness as provided in 33-22-706.~~

~~(5)~~(4) "Outpatient benefits" are as set forth in 33-22-705.

(5) "Qualified health care provider" means a person licensed as a physician, psychologist, social worker, clinical professional counselor, marriage and family therapist, or addiction counselor or another appropriate licensed health care practitioner.

(6) "Severe mental illness" means the following disorders as defined by the American psychiatric association:

- (a) schizophrenia;
- (b) schizoaffective disorder;
- (c) bipolar disorder;
- (d) major depression;
- (e) panic disorder;
- (f) obsessive-compulsive disorder; and
- (g) autism.

(6) (a) "Substance use disorder" means the uncontrollable or excessive use of an addictive substance, including but not limited to alcohol, morphine, cocaine, heroin, opium, cannabis, barbiturates, amphetamines, tranquilizers, or hallucinogens, and the resultant physiological or psychological dependency that develops with continued use of the addictive substance and that requires medical care or other appropriate treatment as determined by a licensed addiction counselor or other appropriate medical practitioner.

(7) "Substance use disorder treatment center" means a treatment facility that:

(a) provides a program for the treatment of substance use disorders pursuant to a written treatment plan approved and monitored by a qualified health care provider; and

(b) is licensed or approved by the department of public health and human services under 53-24-

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208 or is licensed or approved by the state where the facility is located.'" "

Insert: "Section 4. Section 33-22-703, MCA, is amended to read:

"33-22-703. Coverage for mental illness, alcoholism, and drug addiction severe mental illness, and substance use disorders -- definition. (1) A group health plan or a health insurance issuer that provides issues, modifies, or renews individual or group health insurance coverage or a group health plan shall provide for Montana residents covered by the plan at least the following level of benefits for the necessary care and treatment of mental illness, alcoholism, and drug addiction severe mental illness, and substance use disorders at a level of benefits that is no less favorable than the level provided for physical illness generally, including:

- (a) inpatient benefits;
- (b) outpatient benefits;
- (c) emergency care; and
- (d) prescription drugs;

~~— (1) under basic inpatient expense policies or contracts, inpatient hospital benefits and outpatient benefits consisting of durational limits, dollar limits, deductibles, and coinsurance factors that are not less favorable than for physical illness generally, except that:~~

~~— (a) inpatient treatment for mental illness is subject to a maximum yearly benefit of 21 days;~~

~~— (b) inpatient treatment for mental illness may be traded on a 2-for-1 basis for a benefit for partial hospitalization through a program that complies with the standards for a partial hospitalization program that are published by the association for ambulatory behavioral healthcare if the program is operated by a hospital;~~

~~— (c) inpatient and outpatient treatment for alcoholism and drug addiction, excluding costs for medical detoxification, is subject to a maximum benefit of \$6,000 for a 12-month period until a lifetime maximum inpatient benefit of \$12,000 is met, after which the annual benefit may be reduced to \$2,000; and~~

~~— (d) costs for medical detoxification treatment must be paid the same as any other illness under the terms of the contract and are not subject to the annual and lifetime limits in subsection (1)(c);~~

~~— (2) under major medical policies or contracts, inpatient benefits and outpatient benefits consisting of durational limits, dollar limits, deductibles, and coinsurance factors that are not less favorable than for physical illness generally, except that:~~

~~— (a) inpatient treatment for mental illness is subject to a maximum yearly benefit of 21 days;~~

~~— (b) inpatient treatment for mental illness may be traded on a 2-for-1 basis for a benefit for partial hospitalization through a program that complies with the standards for a partial hospitalization program that are published by the association for ambulatory behavioral healthcare if the program is operated by a hospital;~~

~~— (c) inpatient and outpatient treatment for alcoholism and drug addiction, excluding costs for medical detoxification, may be subject to a maximum benefit of \$6,000 for a 12-month period until a lifetime maximum inpatient benefit of \$12,000 is met, after which the annual benefit may be reduced to \$2,000;~~

~~— (d) costs for medical detoxification treatment must be paid the same as any other illness under the terms of the contract and are not subject to the annual and lifetime benefits in subsection (2)(c); and~~

~~— (e) outpatient treatment for mental illness may be subject to a maximum yearly benefit of no less than \$2,000, but this subsection (2)(e) does not apply to benefits for services furnished~~

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~~before September 30, 2001.~~

(2) For the purposes of this section, "no less favorable" means the same level of parity as required under the Mental Health Parity and Addiction Equity Act of 2008 and related federal regulations as of January 1, 2017.

(3) Coverage for a child with autism who is 18 years of age or younger must comply with 33-22-515(3) through 33-22-515(5) if the child is diagnosed with:

(a) autistic disorder;

(b) Asperger's disorder; or

(c) pervasive developmental disorder not otherwise specified."

Insert: "Section 5. Section 33-22-705, MCA, is amended to read:

"33-22-705. Inpatient and outpatient benefits. (1) (a) "Inpatient benefits" are benefits payable for charges made by:

(i) a hospital or freestanding inpatient facility for the necessary care and treatment of mental illness, ~~alcoholism, or drug addiction~~ severe mental illness, or substance use disorder furnished to a covered person while confined as an inpatient ~~and, with respect to major medical policies or contracts, also includes those benefits payable for charges made by; or~~

(ii) a ~~physician~~ qualified health care provider for the necessary care and treatment of mental illness, ~~alcoholism, or drug addiction~~ severe mental illness, or substance use disorder furnished to a covered person while confined as an inpatient.

(b) Care and treatment of ~~alcoholism or drug addiction~~ a substance use disorder in a freestanding inpatient facility must be in a ~~chemical dependency~~ substance use disorder treatment center that is approved by the department of public health and human services under 53-24-208.

(c) Inpatient benefits include payment for medically monitored and medically managed intensive inpatient services and clinically managed high-intensity residential services.

(2) "Outpatient benefits" are benefits payable for:

(a) reasonable charges made by a hospital for the necessary care and treatment of mental illness, ~~alcoholism, or drug addiction~~ severe mental illness, or substance use disorder furnished to a covered person while not confined as an inpatient;

(b) reasonable charges for services rendered or prescribed by a ~~physician~~ qualified health care provider for the necessary care and treatment for mental illness, ~~alcoholism, or drug addiction~~ severe mental illness, or substance use disorder furnished to a covered person while not confined as an inpatient;

(c) reasonable charges made by a mental health or ~~chemical dependency~~ substance use disorder treatment center for the necessary care and treatment of a covered person provided in the treatment center while not confined as an inpatient; or ~~The chemical dependency treatment center must be approved by the department of public health and human services under 53-24-208.~~

(d) reasonable charges for services rendered by a ~~licensed psychiatrist, psychologist, licensed professional counselor, licensed social worker, or addiction counselor~~ licensed by the department of labor and industry under Title 37, chapter 35 qualified health care provider, hospital, mental health treatment center, or substance use disorder treatment center in an acute or subacute partial hospitalization or intensive outpatient treatment setting."

Insert: "NEW SECTION. Section 6. Rulemaking. The commissioner may adopt rules to implement the provisions of this part."

Insert: "Section 7. Section 33-31-111, MCA, is amended to read:

"33-31-111. Statutory construction and relationship to other laws. (1) Except as

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otherwise provided in this chapter, the insurance or health service corporation laws do not apply to a health maintenance organization authorized to transact business under this chapter. This provision does not apply to an insurer or health service corporation licensed and regulated pursuant to the insurance or health service corporation laws of this state except with respect to its health maintenance organization activities authorized and regulated pursuant to this chapter.

(2) Solicitation of enrollees by a health maintenance organization granted a certificate of authority or its representatives is not a violation of any law relating to solicitation or advertising by health professionals.

(3) A health maintenance organization authorized under this chapter is not practicing medicine and is exempt from Title 37, chapter 3, relating to the practice of medicine.

(4) This chapter does not exempt a health maintenance organization from the applicable certificate of need requirements under Title 50, chapter 5, parts 1 and 3.

(5) This section does not exempt a health maintenance organization from the prohibition of pecuniary interest under 33-3-308 or the material transaction disclosure requirements under 33-3-701 through 33-3-704. A health maintenance organization must be considered an insurer for the purposes of 33-3-308 and 33-3-701 through 33-3-704.

(6) This section does not exempt a health maintenance organization from:

(a) prohibitions against interference with certain communications as provided under Title 33, chapter 1, part 8;

(b) the provisions of Title 33, chapter 22, ~~part 19~~ parts 7 and 19;

(c) the requirements of 33-22-134 and 33-22-135;

(d) network adequacy and quality assurance requirements provided under chapter 36; or

(e) the requirements of Title 33, chapter 18, part 9.

(7) Title 33, chapter 1, parts 12 and 13, Title 33, chapter 2, part 19, 33-2-1114, 33-2-1211, 33-2-1212, 33-3-401, 33-3-422, 33-3-431, 33-15-308, Title 33, chapter 17, Title 33, chapter 19, 33-22-107, 33-22-129, 33-22-131, 33-22-136, 33-22-137, 33-22-138, 33-22-139, 33-22-141, 33-22-142, 33-22-152, 33-22-153, 33-22-156 through 33-22-159, 33-22-244, 33-22-246, 33-22-247, 33-22-514, 33-22-515, 33-22-521, 33-22-523, 33-22-524, 33-22-526, 33-22-706, Title 33, chapter 32[, and Title 33, chapter 40, part 1,] apply to health maintenance organizations. (Bracketed language in (7) terminates December 31, 2017--sec. 14, Ch. 363, L. 2013.)"

Insert: "Section 8. Section 33-35-306, MCA, is amended to read:

"33-35-306. Application of insurance code to arrangements. (1) In addition to this chapter, self-funded multiple employer welfare arrangements are subject to the following provisions:

(a) 33-1-111;

(b) Title 33, chapter 1, part 4, but the examination of a self-funded multiple employer welfare arrangement is limited to those matters to which the arrangement is subject to regulation under this chapter;

(c) Title 33, chapter 1, part 7;

(d) 33-3-308;

(e) Title 33, chapter 18, except 33-18-242;

(f) Title 33, chapter 19;

(g) 33-22-107, 33-22-131, 33-22-134, 33-22-135, 33-22-138, 33-22-139, 33-22-141, 33-22-142, 33-22-152, and 33-22-153;

(h) 33-22-512, 33-22-515, 33-22-525, and 33-22-526; and

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(i) Title 33, chapter 7; and
~~(+)(j)~~ Title 33, chapter 40, part 1.

(2) Except as provided in this chapter, other provisions of Title 33 do not apply to a self-funded multiple employer welfare arrangement that has been issued a certificate of authority that has not been revoked. (Subsection ~~(+)(i)~~ (1)(j) terminates December 31, 2017--sec. 14, Ch. 363, L. 2013.)"

Insert: "NEW SECTION. Section 9. Repealer. The following sections of the Montana Code Annotated are repealed:

33-22-704. Applicability.

33-22-706. Coverage for severe mental illness -- definition."

Insert: "NEW SECTION. Section 10. Codification instruction. [Section 6] is intended to be codified as an integral part of Title 33, chapter 22, part 7, and the provisions of Title 33, chapter 22, part 7, apply to [section 6]."

Insert: "NEW SECTION. Section 11. Effective date. [This act] is effective January 1, 2018."

And, as amended, do pass. Report adopted.

HB 244, do pass. Report adopted.

HB 362, do pass. Report adopted.

SB 4, be concurred in. Report adopted.

NATURAL RESOURCES (White, Chair):

2/17/2017

HB 360, do pass. Report adopted.

HB 432, do pass. Report adopted.

HB 433, do pass. Report adopted.

2/10/2017

MESSAGES FROM THE SENATE

House bill concurred in and returned to the House:

2/16/2017

HB 112, introduced by Fern

Senate bills passed and transmitted to the House for concurrence:

2/16/2017

SB 78, introduced by K. Regier

SB 102, introduced by Richmond

SB 132, introduced by Richmond

SB 139, introduced by Ankney

Senate joint resolution passed and transmitted to the House for concurrence:

2/16/2017

SJR 6, introduced by Ankney

HB 172 - The Senate acceded to the request of the House and authorized the President to appoint

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the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 172**:

2/17/2017

Senator Buttrey, Chair
Senator D. Brown
Senator Facey

MESSAGES FROM THE GOVERNOR

February 17, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Friday, February 17, 2017, I signed the following bills:

HB 43 - D. Fern
HB 63 - J. Hamilton
HB 76 - G. Hertz
HB 80 - W. Curdy
HB 87 - K. Swanson
HB 88 - M. Funk
HB 115 - G. Kipp III
HB 122 - C. Schreiner
HB 166 - J. Trebas
HB 221 - D. Jones

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 509, introduced by J. Patelis, F. Garner, referred to Transportation.

HB 510, introduced by A. Hertz, referred to Local Government.

HB 511, introduced by R. Cook, referred to Taxation.

HB 512, introduced by W. McKamey, R. Fitzgerald, D. Mortensen, L. Sheldon-Galloway, referred to Transportation.

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HB 513, introduced by N. Ballance, referred to Natural Resources.

HB 514, introduced by B. Smith, referred to State Administration.

HB 515, introduced by J. Trebas, referred to Business and Labor.

HB 516, introduced by K. Dudik, D. Ankney, T. Jacobson, T. Richmond, B. Tschida, referred to Taxation.

HB 517, introduced by K. Dudik, B. Bennett, B. Harris, W. McKamey, D. Sands, N. Swandal, referred to Human Services.

HB 518, introduced by N. McConnell, B. Bennett, L. Bishop, E. Hill Smith, M. Hopkins, C. Knudsen, D. Mortensen, J. Trebas, D. Zolnikov, referred to Judiciary.

HB 519, introduced by N. McConnell, L. Bishop, referred to Business and Labor.

HB 520, introduced by R. Fitzgerald, J. Pomnichowski, referred to Local Government.

HB 521, introduced by J. Essmann, J. Pomnichowski, referred to Judiciary.

HB 522, introduced by J. Essmann, S. Berglee, A. Knudsen, R. Osmundson, referred to Judiciary.

HB 523, introduced by C. Knudsen, R. Ehli, W. Galt, B. Hamlett, B. Harris, A. Hertz, E. Hill Smith, A. Knudsen, T. Manzella, W. McKamey, D. Mortensen, J. O'Hara, J. Patelis, A. Redfield, A. Rosendale, W. Sales, R. Shaw, R. Tempel, K. White, referred to Agriculture.

HB 524, introduced by D. Zolnikov, referred to Judiciary.

HB 526, introduced by T. Jacobson, referred to Taxation.

HB 527, introduced by T. Jacobson, referred to Judiciary.

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 10, introduced by E. Hill Smith, referred to Judiciary.

The following Senate bills were read first time, and referred to committees:

SB 78, introduced by K. Regier, referred to Energy, Technology, and Federal Relations.

SB 102, introduced by T. Richmond, referred to Energy, Technology, and Federal Relations.

SB 132, introduced by T. Richmond, referred to Taxation.

SB 139, introduced by D. Ankney, referred to Education.

The following Senate joint resolution was read first time, and referred to committee:

SJR 6, introduced by D. Ankney, referred to Energy, Technology, and Federal Relations.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Skees in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

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HB 77 - Representative Ehli moved consideration of **HB 77** be placed at the bottom of the second reading board. Motion carried.

HB 110 - Representative Hamlett moved **HB 110** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Berglee, Flynn, Galt, Peppers, Redfield, Stewart-Per, Usher, Wagoner.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 198 - Representative Wagoner moved **HB 198** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 55

Nays: Abbott, Bachmeier, Bennett, Bishop, B. Brown, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hamilton, Harris, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 45

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 205 - Representative Redfield moved **HB 205** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 323 - Representative Pierson moved **HB 323** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 333 - Representative Garner moved **HB 333** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 344 - Representative Custer moved **HB 344** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Brodehl, Galt, Jones.

Total 3

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 374 - Representative White moved **HB 374** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 78

Nays: Abbott, Bennett, Bishop, Court, Eck, Ellis, Fleming, Funk, Hamilton, Karjala, Kelker, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Schreiner, Smith, Stewart-Per, Swanson, Webber.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 396 - Representative Grubbs moved **HB 396** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Harris.

Total 1

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 429 - Representative Cuffe moved **HB 429** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Z. Brown, Stewart-Per.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 77 - Representative Brodehl moved **HB 77** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Skees moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Court.

Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 18, Free Conference Committee Report No. 1, adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 96

Nays: Berglee, Doane, Rosendale, White.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 22 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Burnett, Rosendale.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 157 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Price, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 64

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Nays: Abbott, Bachmeier, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Jones, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 36

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 228 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Harris, Lavin, Manzella, Mortensen.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 328 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith,

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Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Cook.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 334 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dunwell, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 69

Nays: Abbott, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Swanson, Webber, Windy Boy, Woods.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 339 passed as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 62

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Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Redfield, Ryan, Schreiner, Smith, Swanson, Webber, Woods.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 371 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 73

Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Doane, Essmann, Flynn, Glimm, Harris, Holmlund, Hopkins, Jones, Lavin, Loge, Manzella, Mortensen, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Tschida, Usher, Wagoner, White.

Total 27

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 3 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber,

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Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 16 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 19 failed as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bishop, Cook, Cuffe, Curtis, Custer, Eck, Ellis, Fern, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Hamilton, Harris, Hill-Smith, Karjala, Kelker, Knokey, Lavin, Lenz, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Trebas, Vinton, Webb, Webber, Windy Boy, Woods.

Total 46

Nays: Ballance, Bartel, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Court, Curdy,

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Doane, Dudik, Dunwell, Ehli, Essmann, Fitzgerald, Galloway, Galt, Glimm, Gunderson, Hamlett, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, C Knudsen, Loge, Lynch, Manzella, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Swanson, Tschida, Usher, Wagoner, Welch, White, Zolnikov, Mr. Speaker.

Total 54

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 25 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Mr. Speaker.

Total 80

Nays: Abbott, Bishop, Z. Brown, Burnett, Court, Dunwell, Eck, Fern, Galloway, Hamilton, Harris, Kipp III, McCarthy, Olsen, Peppers, Ryan, Stewart-Per, Swanson, Woods, Zolnikov.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Ehli moved to re-refer **HB 344** to the Appropriations Committee. Without objection, so ordered.

Representative B. Smith moved **HB 514** be re-referred from the State Administration Committee to the Education Committee. Without objection, so ordered.

Representative Cuffe moved to change his vote on **HB 329** from No to Yes. Without objection, so ordered.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Monday, February 20, 2017.
Motion carried.

House adjourned at 9:06 a.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
THIRTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana
February 20, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Webb. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Galt, and Grubbs, excused. Quorum present.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

2/20/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 9:00 a.m., Saturday, February 18, 2017:

Morgan Hopkin, Billings
Naomi Doney, Billings
Hannah Konen, Fairfield
Kallie Linse, Laurel
Halley Haden, Missoula
Annika Cahill, Scobey
Hunter Flynn, Whitehall

and recommend that the following pages of the House be employed as of 8:00 a.m., Monday, February 20, 2017:

Darra Perdaems, Bozeman
Paige Robinson, Gardiner
Matthew Knuffke, Glacier
Madison Tyson, Helena
Grace Akiestad, Shelby
Ian Caltabiano, Whitefish
Thomas Frost, Broadwater
Tate Carter, Billings
Carly Behr, Conrad

Report Adopted.

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BILLS (Ricci, Chair):

2/20/2017

Correctly printed: **HB 77, HB 110, HB 198, HB 205, HB 244, HB 323, HB 333, HB 344, HB 360, HB 362, HB 374, HB 381, HB 384, HB 396, HB 429, HB 432, HB 433, HB 509, HB 510, HB 511, HB 512, HB 513, HB 514, HB 515, HB 516, HB 517, HB 518, HB 519, HB 520, HB 521, HB 522, HB 523, HB 524, HB 526, HB 527, HJR 10, SB 4.**

Correctly engrossed: **HB 70, HB 142, HB 238, HB 364, SB 62.**

Correctly enrolled: **HB 26, HB 41, HB 48, HB 49, HB 53, HB 79, HB 112, HB 135, HB 159, HB 184, HB 258, HB 278, HB 300.**

Examined by the sponsor and found to be correct: **HB 92, HB 106, HB 135, HB 177, HB 184, HB 202.**

Transmitted to the Senate: **HB 77, HB 110, HB 198, HB 205, HB 323, HB 333, HB 374, HB 396, HB 429.**

Signed by the Speaker at 9:30 a.m., February 20, 2017: **HB 237.**

Signed by the Chief Clerk of the House at 9:50 a.m., February 20, 2017: **HB 237.**

Signed by the President at 10:15 a.m., February 20, 2017: **HB 59, HB 82, HB 91, HB 111, HB 130, HB 191, HB 207, HB 233, HB 241, HB 246, HB 262.**

Delivered to the Governor for approval at 4:03 p.m., February 20, 2017: **HB 59, HB 82, HB 91, HB 111, HB 130, HB 191, HB 207, HB 233, HB 237, HB 241, HB 246, HB 262.**

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair):

2/20/2017

HB 238, introduced bill, be amended as follows:

1. Page 1, line 15.

Following: "(2)"

Insert: "(a)"

2. Page 1, line 22.

Following: "register the vehicle."

Strike: "The"

Insert: "(b) The department shall reinstate the registration and license plates of an offender with a first conviction under 61-6-301 or 61-6-302 if the offender provides proof of insurance or proof of compliance within 20 business days or 30 calendar days of being convicted, whichever comes first.

(c) After 30 calendar days in the case of a first offense or upon conviction of a second or subsequent offense, the"

3. Page 1, line 24.

Following: "have been met."

Strike: "Upon"

Insert: "(d) Unless the provisions of subsection (2)(b) apply, upon "

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And, as amended, do pass. Report adopted.

HB 393, do pass. Report adopted.

HB 500, do pass. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

2/17/2017

HB 364, introduced bill, be amended as follows:

1. Page 2, line 10.

Following: "penalty"

Insert: "-- complaint -- investigation"

2. Page 2.

Following: line 18

Insert: "(3) (a) A person who suspects fraudulent representation of a service dog may file a complaint with the commission for human rights established under 2-15-1706. The complaint must be written and verified and must state the particulars of the alleged fraudulent representation.

(b) The commission shall investigate the complaint within 30 days of receipt of the complaint.

(c) If the commission concludes that fraudulent representation has not occurred, the commission shall dismiss the complaint.

(d) If the commission concludes that fraudulent representation has occurred, the department shall either commence an action for a violation of this section or provide the results of its investigation to the local law enforcement entity having jurisdiction."

And, as amended, do pass. Report adopted.

SB 62, be amended as follows:

1. Page 2, line 5.

Strike: "OR"

2. Page 2, line 6.

Following: "CHAPTER 37"

Insert: "; or

(g) a licensed addiction counselor licensed under Title 37, chapter 35"

3. Page 3, line 1 through line 2.

Strike: "established" on line 1 through "\$150." on line 2

Insert: "prescribed by the board. A person must be recertified annually using a process specified by the board by rule, including payment of a fee prescribed by the board."

4. Page 3, line 15.

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Strike: "or licensed addiction counselor"

And, as amended, be concurred in. Report adopted.

JUDICIARY (Doane, Chair):

2/20/2017

HB 70, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Strike: "PROVIDING APPROPRIATIONS;"

2. Page 2, line 17.

Following: "shall"

Insert: ", within existing resources,"

3. Page 2, line 28 through page 3, line 6.

Strike: section 4 in its entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 332, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bill passed and transmitted to the House for concurrence:

2/17/2017

SB 149, introduced by Kary

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

2/17/2017

HB 81, introduced by Curdy

House bills concurred in and returned to the House:

2/17/2017

HB 48, introduced by B. Brown

HB 49, introduced by B. Brown

HB 53, introduced by Z. Brown

HB 79, introduced by Curdy

HB 159, introduced by Cook

HB 258, introduced by Hill Smith

HB 278, introduced by M. Regier

HB 300, introduced by A. Hertz

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FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 528, introduced by T. Welch, referred to Transportation.
HB 529, introduced by T. Jacobson, D. Jones, referred to Taxation.
HB 530, introduced by A. Rosendale, referred to Energy, Technology, and Federal Relations.
HB 531, introduced by S. Morigeau, S. Fitzpatrick, J. Fleming, A. Hertz, G. Hertz, J. Keane, C. Knudsen, R. Lynch, J. Trebas, referred to Business and Labor.
HB 533, introduced by V. Court, D. Bartel, R. Brodehl, D. Brown, T. Burnett, T. Gauthier, K. Holmlund, N. Swandal, referred to State Administration.
HB 534, introduced by B. Tschida, referred to Local Government.
HB 535, introduced by J. Hamilton, referred to Business and Labor.
HB 536, introduced by B. Tschida, referred to Judiciary.
HB 537, introduced by W. Curdy, referred to Judiciary.
HB 538, introduced by M. Hopkins, R. Cook, F. Garner, A. Hertz, B. Tschida, T. Welch, K. White, referred to Human Services.
HB 539, introduced by R. Cook, referred to Appropriations.
HB 540, introduced by M. Noland, G. Hertz, R. Lynch, K. White, referred to Natural Resources.

The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 11, introduced by V. Court, K. Abbott, J. Bachmeier, B. Bennett, L. Bishop, Z. Brown, W. Curdy, A. Curtis, K. Dudik, M. Dunwell, J. Eck, J. Ellis, D. Fern, J. Fleming, M. Funk, B. Hamlett, D. Hayman, T. Jacobson, J. Karjala, J. Keane, K. Kelker, D. Loge, R. Lynch, K. McCarthy, N. McConnell, S. Morigeau, A. Olsen, R. Peppers, Z. Perry, J. Price, M. Ryan, D. Sands, C. Schreiner, B. Smith, F. Smith, S. Stewart-Peregoy, K. Swanson, S. Webber, J. Windy Boy, C. Wolken, T. Woods, referred to Natural Resources.
HJR 12, introduced by A. Olsen, referred to Energy, Technology, and Federal Relations.
HJR 13, introduced by J. Bachmeier, G. Kipp, referred to Energy, Technology, and Federal Relations.

The following Senate bill was read first time, and referred to committee:

SB 149, introduced by D. Kary, referred to State Administration.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Court in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

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HB 30 - Representative Essmann moved **HB 30**, second reading copy, be amended as follows:

1. Page 2, line 5.

Following: "act]"

Insert: "and voted levies approved after [the effective date of this act]"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Glimm.

Total 1

HB 30 - Representative Essmann moved **HB 30** do pass as amended. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: Abbott, Z. Brown, Curtis, Greef, Hamilton, Hayman, Keane, Lynch, McCarthy, Schreiner, Webber.

Total 11

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Excused: None.

Total 0

Absent or not voting: Glimm.

Total 1

HB 282 - Representative Cuffe moved **HB 282** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Hayman.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 285 - Representative McKamey moved **HB 285** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 85

Nays: Berglee, Brodehl, B. Brown, Burnett, Doane, Essmann, Galt, C Knudsen, Lenz, Mandeville, Mortensen, Redfield, Regier, Rosendale.

Total 14

Excused: None.

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Total 0

Absent or not voting: Wagoner.

Total 1

HB 324 - Representative Hamlett moved **HB 324**, second reading copy, be amended as follows:

1. Page 15, line 21.

Strike: "and (8)"

Insert: "through (9)"

2. Page 16.

Following: line 30

Insert: "(9) The director of fish, wildlife, and parks, appointed pursuant to 2-15-3401, retains legal authority over land administered by the board that is encumbered by state hunting or fishing license funding or federal Pittman-Robertson or Dingell-Johnson funding. The land must be managed pursuant to a cooperative agreement between the director and the board."

Renumber: subsequent subsections

3. Page 19, line 25.

Following: "(a)"

Strike: "The"

Insert: "Except as provided in subsection (4), the"

4. Page 19, line 29.

Following: "executive director"

Insert: ", with consent of the board,"

5. Page 20.

Following: line 21

Insert: "(4) Land administered by the board that is encumbered by state hunting or fishing license funding or federal Pittman-Robertson or Dingell-Johnson funding may not be disposed of without the consent of the fish and wildlife commission pursuant to 87-1-209 and, as needed, the U.S. fish and wildlife service."

Amendment adopted as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry,

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Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 90

Nays: Abbott, Beard, Court, Curdy, Grubbs, Hayman, Peppers, Sales, Woods.

Total 9

Excused: None.

Total 0

Absent or not voting: Hill-Smith.

Total 1

HB 324 - Representative Hamlett moved **HB 324** do pass as amended. Motion carried as follows:

Yeas: Bachmeier, Ballance, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Galloway, Garner, Glimm, Greef, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hopkins, Jones, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Lynch, Manzella, McCarthy, Mortensen, Patelis, Peppers, Regier, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Tschida, Usher, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 51

Nays: Abbott, Anderson, Bartel, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Galt, Grubbs, Hamilton, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Knokey, Loge, Mandeville, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Swanson, Trebas, Vinton, Webber, Woods.

Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 348 - Representative P. Webb moved **HB 348**, second reading copy, be amended as follows:

1. Title, page 1, line 7.

Strike: "ALLOWING THE LANDLORD TO"

Insert: "MODIFYING WHEN THE LANDLORD MAY"

Following: "ENTER"

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Insert: "THE"

2. Title, page 1, line 8 through line 9.

Strike: "ELIMINATING A REQUIREMENT" on line 8 through "SUPPLIED BY THE LANDLORD;" on line 9

Insert: "MODIFYING PROVISIONS CONCERNING LOCKS ON TENANT PREMISES;"

3. Page 2, line 22.

Strike: ", pursuant to 70-24-322,"

4. Page 2, line 28.

Following: "(5)"

Insert: "(a)"

Strike: "A"

Insert: "Except as provided in subsection (5)(c), a"

5. Page 2, line 29.

Strike: "without the written permission of the landlord"

6. Page 3, line 1.

Following: line 1

Insert: "(b) At the request of a current or new tenant, the landlord shall provide new locks to the exterior doors of the premises at the tenant's expense and shall retain a copy of the key. When the tenancy is vacated, the locks and the key must be returned to the tenant unless the locking system is a master key system, in which case the landlord shall rekey the lock at no expense to the tenant.

(c) If the tenant adds a new lock to any interior door of the premises, the tenant shall at the tenant's expense provide a key to the landlord. The tenant is responsible for any damage caused by the installation of the lock to the premises. The tenant shall return to the landlord any portion of the door removed in the process of adding a new lock.

(d) For the purposes of this subsection (5), a "master key system" is a key system with a single key that opens all of the locks in the set, the individual keys for which are not interchangeable."

7. Page 4, line 6.

Strike: "extended"

8. Page 4, line 10.

Strike: "24 hours"

Insert: "5 days"

Strike: "2 days"

Insert: "24 hours"

9. Page 4, line 11 through line 14.

Strike: "The tenant shall notify" through "70-24-426(2)."

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10. Page 6, line 1.

Strike: "24 hours"

Insert: "5 days"

11. Page 6, line 3.

Strike: "24 hours"

Insert: "5 days"

12. Page 7, line 3.

Strike: ", pursuant to 70-33-322,"

13. Page 8, line 13.

Strike: "extended"

14. Page 8, line 14.

Strike: "24 hours"

Insert: "5 days"

15. Page 8, line 15.

Strike: the first "the"

Strike: "2 days"

Insert: "24 hours"

16. Page 8, line 15 through line 18.

Strike: "The tenant shall" through "70-33-426(1)(b)."

17. Page 9, line 15.

Strike: "24 hours"

Insert: "5 days"

18. Page 9, line 17.

Strike: "24 hours"

Insert: "5 days"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch,

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White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Hayman.

Total 1

Excused: None.

Total 0

Absent or not voting: Doane.

Total 1

HB 348 - Representative P. Webb moved **HB 348** do pass as amended. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 383 - Representative Custer moved **HB 383** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 60

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Nays: Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 40

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 404 - Representative Sheldon-Galloway moved **HB 404** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 39

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 405 - Representative Cook moved **HB 405** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

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Total 95

Nays: Essmann, Lynch, Rosendale, Schreiner, Zolnikov.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 427 - Representative A. Knudsen moved **HB 427** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Olsen.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 50 - Representative Rosendale moved **SB 50** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 93

Nays: Brodehl, Harris, C Knudsen, Redfield, Ricci, Usher, White.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Court moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Court, Galt, Grubbs.

Total 3

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 77 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik,

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Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Galt, Grubbs.

Total 2

HB 110 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Berglee, Flynn, Redfield, Regier, Rosendale, Stewart-Per, Wagoner.

Total 7

Excused: None.

Total 0

Absent or not voting: Galt, Grubbs.

Total 2

HB 198 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Garner, Glimm, Greef, Gunderson, Hamlett, G

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Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 54

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hamilton, Harris, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 44

Excused: None.

Total 0

Absent or not voting: Galt, Grubbs.

Total 2

HB 205 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Garner, Glimm, Greef, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Jacobson, Jones, Kipp III, C Knudsen, Lavin, Lenz, Loge, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Hopkins, Karjala, Keane, Kelker, Knokey, Lynch, Mandeville, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, White, Windy Boy, Woods, Zolnikov.

Total 42

Excused: None.

Total 0

Absent or not voting: Galt, Grubbs.

Total 2

HB 323 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik,

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Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Mortensen, Redfield, Staffanson.
Total 3

Excused: None.
Total 0

Absent or not voting: Galt, Grubbs.
Total 2

HB 333 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Galt, Grubbs.
Total 2

HB 374 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Ehli, Essmann, Fern, Fitzgerald,

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Fleming, Flynn, Galloway, Garner, Glimm, Greef, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 77

Nays: Abbott, Bennett, Bishop, Court, Dudik, Eck, Ellis, Funk, Hamilton, Karjala, Kelker, Lynch, McConnell, Morigeau, Olsen, Peppers, Ryan, Smith, Stewart-Per, Swanson, Webber.

Total 21

Excused: None.

Total 0

Absent or not voting: Galt, Grubbs.

Total 2

HB 396 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Galt, Grubbs.

Total 2

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HB 429 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Peppers, Stewart-Per.

Total 2

Excused: None.

Total 0

Absent or not voting: Galt, Grubbs.

Total 2

MOTIONS

Representative Ehli moved to re-refer **HB 324** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 383** to the Appropriations Committee. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, February 21, 2017. Motion carried.

House adjourned at 3:05 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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**HOUSE JOURNAL
65TH LEGISLATURE
THIRTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana
February 21, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative O'Hara. Pledge of Allegiance to the Flag.

Roll Call. All members present. Representative Cuffe excused. Quorum present.

BILLS (Ricci, Chair):

2/21/2017

Correctly printed: **HB 282, HB 285, HB 332, HB 383, HB 393, HB 404, HB 405, HB 427, HB 500, HB 528, HB 529, HB 530, HB 531, HB 533, HB 534, HB 535, HB 536, HB 537, HB 538, HB 539, HB 540, HJR 11, HJR 12, HJR 13, SB 50.**

Correctly engrossed: **HB 30, HB 137, HB 324, HB 348, HB 408, HB 415.**

Correctly enrolled: **HJR 1.**

Examined by the sponsor and found to be correct: **HB 26, HB 41, HB 48, HB 49, HB 53, HB 79, HB 112, HB 159, HB 258, HB 278, HB 300, HJR 1.**

Signed by the Speaker at 10:10 a.m., February 21, 2017: **HB 106, HB 135, HB 177, HB 202.**

Signed by the President at 3:45 p.m., February 21, 2017: **HB 92, HB 106, HB 135, HB 177, HB 184, HB 202.**

Signed by the Chief Clerk of the House at 10:48 a.m., February 21, 2017: **HB 106, HB 135, HB 177, HB 202.**

Signed by the Speaker at 11:20 a.m., February 21, 2017: **HB 92, HB 184.**

Signed by the Chief Clerk of the House at 12:00 p.m., February 21, 2017: **HB 92, HB 184.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

2/20/2017

HB 44, do pass. Report adopted.

HB 137, introduced bill, be amended as follows:

1. Title, page 2, line 3.

Strike: "REPEALING"

Insert: "AMENDING"

2. Page 16, line 20.

Following: "~~June 30 2017,~~"

Insert: "On or after July 1, 2019,"

3. Page 16, line 22.

Following: "general fund."

Insert: "On or after July 1, 2021, all fees collected annually under 30-10-209(1)(b) must be deposited in the general fund."

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4. Page 18, line 7.

Following: "the"

Strike: "The"

Insert: "From March 7, 2013, through June 30, 2021, the"

5. Page 18, line 9.

Following: "30-10-115(2)."

Insert: "On or after July 1, 2021, the notice filing fees provided for in subsection (1)(d) and the amounts collected for examination costs under 30-10-210 are subject to deposit as provided in 30-10-115(2)."

6. Page 36, line 4.

Following: ";

Insert: "and"

7. Page 36, line 8.

Strike: "30"

Insert: "60"

8. Page 36, line 9 through line 12.

Strike: "and" on line 9 through "months" on line 12

9. Page 92, line 1.

Strike: section 55 in its entirety

Insert: "Section 55. Section 16, Chapter 58, Laws of 2011, is amended to read:
"Section 16. Termination. [This act] terminates June 30, ~~2017~~ 2021."

And, as amended, do pass. Report adopted.

SB 85, be concurred in. Report adopted.

BUSINESS AND LABOR (Noland, Chair):

2/20/2017

SB 142, be concurred in. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

2/20/2017

HB 17, do pass. Report adopted.

HB 387, do pass. Report adopted.

SB 100, be concurred in. Report adopted.

SB 129, be concurred in. Report adopted.

JUDICIARY (Doane, Chair):

2/21/2017

HB 494, do pass. Report adopted.

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TRANSPORTATION (Lavin, Chair):
HB 408, introduced bill, be amended as follows:

2/20/2017

1. Page 2, line 3.

Following: "essential air service"

Insert: "or a community development organization"

2. Page 2, line 7.

Following: "community"

Insert: "or a community development organization"

3. Page 2, line 11.

Strike: "A " through "funds"

Insert: "Grant funds may not be used"

4. Page 2, line 12.

Strike: the first "the"

Insert: "a"

5. Page 2.

Following: line 14

Insert: "(b) "Community development organization" means an organization or partnership in an area that is served by commercial air service or essential air service that has an interest in air service development, including a chamber of commerce, a convention and visitor bureau, or a community air service partnership."

Renumber: subsequent subsection

6. Page 2, line 19.

Following: "community"

Insert: "or community development organization"

7. Page 2, line 20.

Following: "community"

Insert: "or community development organization"

8. Page 3, line 6.

Following: "communities"

Insert: "or community development organizations"

9. Page 3, line 17.

Strike: "community"

Insert: "applicant"

10. Page 3, line 21.

Following: "community"

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Insert: "or community development organization"

11. Page 3, line 24.

Following: "community"

Insert: "or community development organization"

And, as amended, do pass. Report adopted.

HB 415, introduced bill, be amended as follows:

1. Page 1, line 19.

Following: "61-8-346;"

Strike: "or"

2. Page 1, line 20.

Following: "roadway"

Insert: "; or

(g) when a police vehicle or authorized emergency vehicle is performing a job-related duty as provided in 61-8-107"

3. Page 1, line 28 through page 2, line 4.

Strike: "Upon all roadways" on page 1, line 28 through "permitted." on page 2, line 4

Insert: "(a) Except as provided in subsection (3)(b) and subject to subsection (4), upon all roadways having two or more lanes for traffic moving in the same direction, a vehicle must be driven in the right-hand lane.

(b) A vehicle being operated upon a roadway having two or more lanes for traffic moving in the same direction is not required to be driven in the right-hand lane when:

(i) overtaking and passing another vehicle proceeding in the same direction;

(ii) traveling at a speed greater than the traffic flow;

(iii) moving left to allow traffic to merge;

(iv) traveling on a roadway within the official boundaries of a city or town, except as provided in subsection (4);

(v) preparing for a left turn at an intersection or into a private road or driveway when a left turn is legally permitted;

(vi) exiting onto a left-hand exit from a controlled-access highway;

(vii) an obstruction or hazardous conditions make it necessary to drive in a lane other than the right-hand lane; or

(viii) authorized snow-removal equipment is operating on the roadway.

(4) When traveling upon an interstate highway, as defined in 60-5-102, within the official boundaries of a city or town, a vehicle must be driven in the right-hand lane unless otherwise directed or permitted by an official traffic control device."

And, as amended, do pass. Report adopted.

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REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 146**
Report No. 001, February 20, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 146** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 146** (reference copy -- salmon) be amended as follows:

1. Page 1, following line 21.

Following: ~~"may be required."~~

Insert: "(2) During a temporary roadblock, verification of a valid driver's license, vehicle registration, and insurance may be required."

Renumber: subsequent subsections

For the Senate:

Vance, Chair
Buttrey
Whitford

For the House:

Zolnikov, Vice Chair
Doane
Swanson

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 2/18/2017

SB 72, introduced by Connell
SB 111, introduced by K. Regier
SB 159, introduced by Blasdel
SB 166, introduced by Buttrey
SB 169, introduced by Hoven
SB 189, introduced by K. Regier
SB 208, introduced by Caferro

House joint resolution concurred in and returned to the House: 2/18/2017

HJR 1, introduced by Kelker

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MESSAGES FROM THE GOVERNOR

February 20, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Monday, February 20, 2017, I signed the following bills:

HB 89 - K. Dudik
HB 105 - F. Garner
HB 125 - W. Curdy
HB 138 - D. Fern

Sincerely,
STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 541, introduced by A. Hertz, E. Hill Smith, referred to Business and Labor.
HB 542, introduced by S. Morigeau, referred to Judiciary.
HB 543, introduced by B. Usher, C. Knudsen, D. Loge, D. Mortensen, J. Patelis, L. Sheldon-Galloway, D. Skees, S. Staffanson, J. Trebas, referred to Transportation.
HB 544, introduced by A. Olsen, referred to Business and Labor.
HB 545, introduced by J. Windy Boy, T. Jacobson, G. Kipp III, A. Olsen, B. Smith, S. Stewart-Peregoy, referred to Judiciary.
HB 546, introduced by B. Hamlett, referred to Natural Resources.
HB 547, introduced by B. Hamlett, referred to Natural Resources.
HB 548, introduced by J. Hamilton, referred to Local Government.
HB 549, introduced by D. Skees, referred to Business and Labor.
HB 550, introduced by J. Essmann, referred to Taxation.
HB 551, introduced by B. Brown, referred to Fish, Wildlife and Parks.
HB 552, introduced by S. Stewart-Peregoy, A. Curtis, J. Ellis, M. Funk, D. Hayman, A. Olsen, B. Smith, referred to State Administration.
HB 553, introduced by A. Curtis, referred to Judiciary.
HB 554, introduced by B. Beard, K. Abbott, F. Anderson, D. Bartel, Z. Brown, S. Gunderson, T. Jacobson, D. Lenz, A. Redfield, W. Sales, L. Sheldon-Galloway, S. Staffanson, S. Vinton, P. Webb, T. Welch, referred to Taxation.

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HB 555, introduced by N. Ballance, referred to Natural Resources.

HB 556, introduced by F. Garner, referred to Judiciary.

The following Senate bills were read first time, and referred to committees:

SB 72, introduced by P. Connell, referred to Business and Labor.

SB 111, introduced by K. Regier, referred to Fish, Wildlife and Parks.

SB 159, introduced by M. Blasdel, referred to Education.

SB 166, introduced by E. Buttrey, referred to Human Services.

SB 169, introduced by B. Hoven, referred to Business and Labor.

SB 189, introduced by K. Regier, referred to Local Government.

SB 208, introduced by M. Caferro, referred to Human Services.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative D. Jones in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 94 - Representative Garner moved **HB 94** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 142 - Representative Bishop moved **HB 142** do pass. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.

Total 49

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Custer, Doane, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 51

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 244 - Representative Jacobson moved **HB 244** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Usher, Vinton, Webber, Welch, Windy Boy, Woods.

Total 63

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galt, Glimm, Gunderson, Harris, G Hertz, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Staffanson, Trebas, Tschida, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 325 - Representative Olsen moved **HB 325**, second reading copy, be amended as follows:

1. Title, page 1, line 11 through line 12.

Strike: "SECTIONS" on line 11 through "81-23-405" on line 12

Insert: "SECTION 81-2-102"

2. Page 1, line 18 through page 4, line 22.

Strike: section 1 through section 4 in their entirety

Renumber: subsequent sections

3. Page 4, line 26.

Strike: "Except" through "(6), it"

Insert: "It"

4. Page 5.

Following: line 5

Insert: "(3) A grade A milk plant may sell raw milk directly at the point of production from a bulk milk tank to a consumer if the milk from the bulk milk tank meets standards established by the department and is not resold by the consumer."

Renumber: subsequent subsections

5. Page 5.

Strike: line 16 in its entirety

6. Page 5, line 18 through page 12, line 19.

Strike: section 6 through section 11 in their entirety

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 59

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 325 - Representative Ballance moved **HB 325** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 71

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Dudik, Dunwell, Ellis, Funk, Hamilton, Hayman, Hill-Smith, Kelker, Kipp III, McConnell, Morigeau, Olsen, Perry, Price, Ryan, Sales, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods.

Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 346 - Representative Curdy moved **HB 346** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 360 - Representative Hamlett moved **HB 360** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Essmann, Regier.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 362 - Representative Hill Smith moved **HB 362** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 96

Nays: Doane, C Knudsen, Rosendale, Zolnikov.

Total 4

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 367 - Representative Beard moved **HB 367** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov.

Total 81

Nays: Abbott, Bennett, Dunwell, Eck, Ellis, Funk, Hayman, Karjala, Kelker, McConnell, Olsen, Ryan, Schreiner, Smith, Stewart-Per, Windy Boy, Woods.

Total 17

Excused: None.

Total 0

Absent or not voting: Morigeau, Mr. Speaker.

Total 2

HB 373 - Representative Grubbs moved **HB 373** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 76

Nays: Ballance, Brodehl, B. Brown, Burnett, Doane, Essmann, Galloway, Glimm, Hopkins, Jacobson, Kipp III, Lenz, Mandeville, Manzella, Mortensen, Patelis, Regier, Ricci, Rosendale, Staffanson, Stewart-Per, Tschida, Usher, Zolnikov.

Total 24

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

HB 381 - Representative Lenz moved **HB 381** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 91

Nays: Burnett, Karjala, C Knudsen, Manzella, Mortensen, Regier, Rosendale, Vinton, Zolnikov.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 384 - Representative A. Knudsen moved **HB 384** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Cook.

Total 1

Excused: None.

Total 0

Absent or not voting: Sales.

Total 1

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HB 432 - Representative Hamlett moved **HB 432** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Price, Regier, Ricci, Rosendale, Ryan, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 73

Nays: Abbott, Bachmeier, Bartel, Beard, Bennett, Z. Brown, Court, Curdy, Dunwell, Eck, Ellis, Fleming, Flynn, Funk, Grubbs, Hayman, Hill-Smith, Holmlund, Kelker, McConnell, Morigeau, Olsen, Perry, Pierson, Redfield, Sales, Swanson.
Total 27

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 433 - Representative Hamlett moved **HB 433** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Glimm, Greef, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Price, Redfield, Regier, Ricci, Rosendale, Schreiner, Skees, Smith, Staffanson, Tschida, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 57

Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Garner, Grubbs, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Perry, Pierson, Ryan, Sales, Shaw, Stewart-Per, Swanson, Trebas, Usher, Welch, Woods.
Total 43

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair D. Jones moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Jones, Karjala.

Total 2

Excused: None.

Total 0

Absent or not voting: Cuffe, Knokey, Ryan.

Total 3

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 282 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Hayman.

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Total 1

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 285 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 83

Nays: Ballance, Berglee, B. Brown, Burnett, Doane, Essmann, Galt, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Redfield, Regier, Rosendale, Zolnikov.

Total 16

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 404 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 39

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Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 405 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 97

Nays: Rosendale, Zolnikov.

Total 2

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 427 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Olsen, Peppers.

Total 2

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Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

SB 50 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Brodehl, Redfield, Ricci, White, Windy Boy.

Total 5

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

MOTIONS

Representative McCarthy moved that **HB 417** be taken from Judiciary and placed on second reading on the 39th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 43

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville,

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Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 55

Excused: None.

Total 0

Absent or not voting: Cuffe, A Hertz.

Total 2

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 516**
Motion carried.

HB 516 (K. Dudik, Chief Sponsor)

A. Hertz.

Mr. Speaker, I move that the following undersigned names be **ADDED** as sponsors to **HB 538**
Motion carried.

HB 538 (M. Hopkins, Chief Sponsor)

Ballance, Z. Brown, Holmlund, Hopkins, Knokey, Patelis, Rosendale, Shaw, Skees, Trebas, and Zolnikov.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Wednesday, February 22, 2017. Motion carried.

House adjourned at 3:03 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
THIRTY-NINTH LEGISLATIVE DAY**

Helena, Montana
February 22, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative McKamey .
Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Cuffe, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

Speaker Knudsen moved the House revert to Order of Business # 11, Special Orders of The Day, for the purpose of receiving a proclamation.

Sergeant-at-Arms Murfitt escorted the 2017 Youth of the Year to the front of the Chamber.

Majority Leader Ehli addressed the House.

Mr. Speaker and members of the body, I am honored today to present a joint proclamation of the Montana Legislature honoring the Boys and Girls Club 2017 Youth of the Year:

Whereas, there are twenty-eight Boys and Girls Club sites in the State of Montana providing services to over eighteen thousand youth each year, including a site on Malmstrom Air Force Base and fourteen sites on Native American Reservations; and

Whereas, since opening their doors for the first time on Feb 4, 1971, the Boys and Girls Clubs in Montana strive to enable all young people, especially those in the most need, to realize their full potential as productive, caring and responsible citizens; and

Whereas, since 1947, Youth of the Year has been Boys and Girls Clubs of America's premier recognition program, celebrating the achievements of club members. Each year, one exceptional club member is selected to be the National Youth of the Year. The National Youth of the Year serves as both an exemplary ambassador for the Boys and Girls Club youth, and as a strong voice for all our Nation's young people; and

Whereas, being named Youth of the Year is the highest honor a Boys and Girls Club member can receive. The journey to being named National Youth of the Year begins locally and progresses to the state, regional and national levels. To achieve the title of Youth of the Year on any level, club members must embody the values of: leadership and service, academic excellence, and healthy lifestyles. They should exemplify the critical impact that Boys and Girls Clubs have on the lives of young people.

Whereas, It is fitting that our outstanding young people and the organizations that support them are recognized for making Montana a better place. In 2017, we honor the following six youth who have made an indelible impression on their local club and community:

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Brayden Nolan

Boys and Girls Club of the Flathead Reservation and Lake County, Ronan, MT.

Emily Brurud

Boys and Girls Club of the Hi-Line, Havre, MT

Gracie Williams

Boys and Girls Club of Cascade County, Great Falls, MT

Jase Zarzoza

Boys and Girls Club of Yellowstone County, Billings, MT

Shelby Tatarka

Boys and Girls Club of Southwest Montana, Bozeman, MT

Logan Smith

Malmstrom Air Force Base Youth Program, Great Falls, MT

Therefore, be it resolved that the Legislature of the State of Montana recognizes and commends the Boys and Girls Clubs in Montana and congratulates the young people who have been named Youth of the Year. We thank all the people involved who have contributed selflessly to their communities, served as role models, and committed themselves to doing more for our State. We extend to the awardees our best wishes for success, and hope the Boys and Girls Clubs continue their work shaping the lives of thousands of young Montanans every day.

Speaker Knudsen congratulated the 2017 Youth of the Year.

Majority Leader Ehli presented each of the 2017 Youth of the Year with the proclamation.

Sergeant-at-Arms Murfitt escorted the honored guests from the House Chamber.

Speaker Knudsen moved the House remain on Order of Business # 11, Special Orders Of The Day for the purpose of receiving an address by the Honorable Senator for the State of Montana, Steve Daines.

Majority Leader Ehli moved that Speaker Knudsen be authorized to appoint two committee members to escort the United States Senator into the House Chambers. Motion carried.

Speaker Knudsen appointed Representative Ellis and Representative Manzella. The Committee was discharged.

Sergeant-at-Arms Murfitt notified Speaker Knudsen that the United States Senator Steve Daines was awaiting entrance into the House Chamber.

The Committee escorted the Senator into the Chamber.

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Speaker Knudsen introduced the Honorable Steve Daines, Senator for the State of Montana.

Speaker Knudsen, Majority Leader Ehli, Minority Leader Eck, and Members of the State House. I'm honored to accept your invitation, and to speak with you about the great opportunities we, as Montanans, have before us.

Last month, we witnessed the inauguration of our new President Donald Trump. This peaceful transition of power is a testament to the enduring promise of America's democracy - that a federal government created by the people exists to serve the people. Our federal government was designed to be limited, with limited powers, and the rest was reserved for the States.

However, as we've seen in the past eight years, there are times when certain presidencies and their allies view this in reverse: there are those who believe that the Federal government knows better than the States and better than the people. That view ended thirty-three days ago. January 20, 2017 was more than a transfer of power from one administration to the next. This started a transfer of power from the Federal government, back to the states and back to the people of Montana.

We are at a unique moment in history that many of us haven't seen in a long time - a moment when Washington is ready to listen, rather than dictate. A moment when Washington understands this most important principle: Montanans are best at running Montana.

Back in 1979 there was a junior from Bozeman High and another junior from White Fish High both headed to Dillon as Boy's State delegates. The keynote speaker that year was a newly elected U.S. Senator named Max Baucus. Thirty-eight years later, that kid from Bozeman was serving on the U.S. Senate Energy and Natural Resources Committee and the kid from Whitefish was testifying before that same committee to be the next Secretary of Interior. This is a historic moment for Montana as Congressman Zinke will be the first Montanan to ever serve in a President's cabinet. I look forward to casting my vote to confirm Ryan Zinke next week on the U.S. Senate floor.

Last December, I wrapped up my second fifty-six County Tour, visiting with Montanans in every corner of the state and every county that each of you call home. From Carter County to Lincoln County, from Sheridan County to Beaverhead County and every county in between.

After traveling thousands of miles across Montana the past two years, I've seen a state rich in resources - coal, cattle, wheat, oil, natural gas, timber, wind, hydro, pulse crops, public lands, national parks - but what truly makes our state The Last Best Place is the people, especially our young people who have sadly become our greatest export. As I remind my colleagues in Washington, you'll never find a better work ethic or a better sense of values than what you find right here with Montana kids.

However, Montanans have been concerned by what's happening in Washington. I heard from Montanans the need to return educational decisions back to Montana and families, rein in regulations that are killing jobs, to secure our nation, the need to toughen and enforce our trade laws and ensure a level playing field in foreign markets for Montana agriculture, the need to expand

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made-in-Montana energy, the need to protect access on our public lands and the need for Washington to balance the budget and work for the people. Following the election I gathered a list of DC regulations and policies that Montanans identified to me that have stifled job creation, economic growth, and innovation. I compiled them into a list of actions that I shared with the President for him to make a priority - the first Senator to do so.

The first items on my list stop the war on coal and approve the Keystone Pipeline.

Last fall, I was on my way from Baker to my first stop of the day in Ekalaka - when I stopped to Snapchat a quick update on where I was headed next. Snapchat is a social media application that provides real time updates to followers - in fact forty-one percent of all eighteen to thirty-four year olds are using this app. If you haven't heard of it, just ask the next young Montanan you run into. The 'snap' was simple - it had a timestamp that read 6AM with a video that said I was on my way to breakfast at the Wagon Wheel Café in Ekalaka.

Over breakfast with the Café's owner Trish, she mentioned that Kennedy Tooke (TUK), a junior at Carter County High had watched my 'snapchat' that morning and wondered if I would stop by the school. I could never turn down an opportunity to visit with Montana's future leaders at one of our Class C high schools.

As I walked in the doors of the Ekalaka Public Schools, I couldn't help but notice the some of the state-of-the-art infrastructure. The new gym was recently built and is the pride of 4C in southeast Montana. I asked the superintendent where they got the funds to build it...He told me ninety-two percent of the tax revenues for schools came from pipelines.

Speaking of pipelines, I'm pleased to report that under the Trump administration we are moving forward to BUILD THE KEYSTONE PIPELINE. Yet another Montana solution..... that no one in yesterday's Washington DC wanted to listen to -it's about time Montanans run Montana!

The Keystone XL pipeline will create about eight hundred jobs in Montana, and generate \$80 million a year in Montana property taxes, more than \$16 million of which would be distributed to Montana's schools and the university system. And, it will transport one hundred thousand barrels a day of Bakken oil. And by the way, it will reduce electrical prices ten percent for thousands of eastern Montana customers...(Norval Electric Coop in Glasgow)

Last year President Obama's EPA Administrator Gina McCarthy appeared before the Appropriations Committee to discuss the impact of the Clean Power Plan regulation that threatens to destroy seven thousand Montana jobs. I challenged her to quantify the environmental benefits for Montana and she could not give me a straight answer.

Of course, that was coming from the same person who couldn't see the value of the Keystone Pipeline, both in terms of jobs and energy security, and the fact that 21st century pipelines are the most environmentally sound way to transport oil. Even though Montana said "yes" to Keystone, the Obama Administration said "no".

Fortunately, we have a new EPA Administrator from another Keystone pipeline state who does

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understand you can be pro-energy and pro-environment. Scott Pruitt and I had a great discussion last week about how we can work together for Montana. Scott understands that we need a true "all of the above energy strategy"...renewable energy and fossil fuels... resulting in more made-in-Montana energy, not more made in the Middle-East energy. The very first item I listed on my to-do list for President Trump was to roll back the EPA's power plan. I've been assured will see movement imminently.

It's a simple concept: Let Montana Energy Power America & power the world.

We will soon have a new Secretary of Energy, Texas Governor Rick Perry. Now, there's a lot of differences between Montana and Texas...for starters, our beef is better and our cowboys are real and not just a football team.

Rick wasn't surprised to hear the story of Evelyn Old Coyote, a twelve year-old girl from Montana's Crow tribe who walked up to protestors in Billings who were holding signs saying "keep it in the ground.....and she quietly said to them, "if we keep it in the ground, my family will starve." The protestors folded up their signs and drove home...

Rick Perry appreciates that Montana coal provides tax revenues of \$145 million per year, which support our teachers and schools. He understands that - Coal keeps the lights on...and keeps state budgets balanced!

Natural resources are critical to Montana's economy. But, as you know, our state's number one industry is agriculture. It's important that we support the next generation of Montana farmers and ranchers by passing tax reform that kills the death tax once and for all.

On behalf of farmers and ranchers, I'm excited to serve on the U.S. Senate Committee on Agriculture.

I'm also pleased to announce that at the end of May, I'll be co-hosting a Montana Ag Summit in Great Falls.

Last May, I led a group of Senators and Congressmen to China determined to open the China market to US Beef. China is the second largest beef import market in the world.

During my discussion with Chinese leaders, the first topic I raised was China's ban on U.S. beef imports.

Fortunately they listened and shortly after my visit, Montana ranchers received the good news that China would end the ban on U.S. beef imports for the first time since 2003.

Montana's farmers and ranchers know that with ninety-five percent of the world's consumers living outside of the U.S., access to foreign markets is essential.

This is something our new Secretary of State, Rex Tillerson and I discussed when we met in my office in January. He will put American jobs ahead of academic hand-wringing about being

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politically correct. Here in Montana, we call that horse sense.

As you can see, we are looking at a new Administration that believes that Montanans understand better than bureaucrats in Washington, how to develop our natural resources and protect and preserve our public lands.

Montanans can do a better job than D.C. bureaucrats who've never driven a pick-up and have a hard time finding Montana on a map.

Today, there are two million acres of public lands in Montana inaccessible to the public. Let's be clear - our public lands are not for sale....and Montanans should not be locked out of their public lands.

Speaking of being locked out... I was speaking to a group of Montana sawmill operators about the lack of timber supply....and how ironicas they were telling me of having to haul timber from other states hundreds of miles away to keep their mills operating, we were staring at mountain sides covered with timber. Litigation against commonsense timber projects is having far-reaching, damaging impacts on Montana jobs, Montana schools, forest health, access to recreation, and our watersheds. We need Montana solutions that increase active management of our ten national forests to get more logs to our mills and get Montanans back to work, and revenues to our counties. Lincoln County is the proud home of the Libby Loggers but now they could change their mascot to the Libby Lawyers, because the logging industry is gone in Lincoln County.

It's time to stop the extremists who litigate timber projects....and put our loggers and mill operators back to work - and let Montanans run Montana.

And there is no better example of judicial activism then the 9th Circuit. And, when the Supreme Court decides to hear a case from the 9th Circuit, the Supreme Court overrules this court eighty percent of the time. The 9th Circuit, dominated by California, has eighty-five percent more people in it than the next most populated Circuit Court. We need to get Montana out of the 9th Circuit into a new 12th Circuit that will cover the Mountain West and Alaska and even out the caseload. I've introduced legislation to do just that.

Another challenge that we face is judges who legislate from the bench. This is why I'm pleased with the nomination of Judge Neil Gorsuch to be the next Justice of the United States Supreme Court. Over his career, Judge Gorsuch has displayed the temperament and approach that befits a Supreme Court Justice. Judge Gorsuch has a clear understanding that the third, co-equal, separate branch of our government is there to be an umpire, not a player on the field.

I'm also very proud of the important role Malmstrom and the Montana Air National Guard plays in keeping our nation safe and secure. I'm humbled by their character, dedication and determination to their mission. And the threats we face today are great. Threats like North Korea who is believed to have missiles of varying capabilities, including long-range missiles. Or Iran, who test launched two ballistic missiles with "Israel Must be Wiped Out", written in Hebrew on the side of the missile. And over the last fifteen months, we have seen radical Islamic extremist attacks on the homeland in places like San Bernardino and Orlando.

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President Reagan had it right with his peace through strength strategy. ICBM's serve as a critical deterrent, to protect our nation and the world, and I'm thankful every day for the men and women who serve us in Great Falls.

And we need to ensure that when service members retire, they receive the care and benefits that were promised to them upon enlisting. Major change needs to happen in the VA - just ask any veteran that's had their credit score impacted by the failure to get their medical bills reimbursed in time.

When I met with the new Secretary of Veteran's Affairs, Secretary David Shulkin I invited him to Montana to hear first hand from our veterans, and made it clear to him we have a long to-do list to work on behalf of our veterans.

When I spoke to you in 2013, the US was \$16 trillion dollars in debt. Today our federal debt is \$20 trillion, current projections show this debt will increase by another \$10 trillion over the next ten years. Enough is enough. Admiral Mullen, Former Chairman of the Joint Chiefs of Staff said, "Our national debt is our biggest national threat."

I've spent twenty-eight years of my life in business and know that if you don't do your job, you don't get paid. We need to bring that same accountability to Washington, D.C.

In fact, the first bill I introduced to Congress was the Balanced Budget Accountability Act. It's not that complicated. It's easy to measure. It's very simple - no balanced budget, no paycheck for Members of Congress. Solutions like this are common sense. I know our country would be better off if Montanans ran Washington, DC!

Seven years ago, Nancy Pelosi, Harry Reid and President Obama jammed a bill through Congress called the Affordable Care Act, which proved to be anything but.

They said trust us, this 2700 page bill....nearly twice as long as War and Peace... will be wonderful for everyone and dismissed concerns about cost and access. In fact, Nancy Pelosi even said "we have to pass the bill so that you can find out what is in it" - only in Washington DC would that make sense.

They promised with Obamacare that we could keep the health plans that we liked. Well, that didn't turn out to be true. In fact there are 4.7 million American's who have been kicked off their health care plans by Obamacare.

They promised us Obamacare would lower health care costs. Well that didn't turn out to be true, either. We've witnessed premiums skyrocket since Obamacare's implementation. In Montana, families are seeing insurance hikes that average between twenty-seven and fifty-eight percent in 2017 alone.

They promised Obamacare would create more competition in the marketplace. But today Americans in one-third of the counties across our country are down to one company to choose from.

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No matter who won the election in November -Obamacare is in a death spiral, and it was going to have to be addressed by Congress. To this day we are still seeing insurance companies leave the exchange because they just can't afford to stay in. Just last Tuesday Humana was the latest to leave the Obamacare exchange.

Obamacare's failure is an example of the core premise that Washington knows better than all of you.

It is straight from the big government, Washington-knows-best play book.

As Obamacare repeal and replace moves forward, we are already hearing the scare tactics from the other side.

So as this process moves forward, Montanans should be asking whether their elected officials are working to bring Montana solutions forward or just trying to scare people yet again. Obamacare has failed. The law is getting worse and letting it go as is, would hurt Montana families even more.

It is time to return the decision making authority back to the states, and we're going to do that when we repeal and replace Obamacare. It is time to let Montanans run Montana.

This past year, Cindy and I spent time in the Beartooth Wilderness with our children...and our two mini-Aussies Ruby and Reagan...thirty-four miles on horseback and thirty-one miles on foot...Golden Trout.. Cutthroats. This past fall I watched Cindy shoot her first antelope, deer and elk. My sweetheart is a darn good shot.

And it was yet another reminder of how special Montana is and how lucky we are to live here.

At RightNow Technologies, a start-up software company in Bozeman where I worked for twelve years, our hiring website was www.iloveithere.com

The quality of life we have here in Montana, our fishing, hunting, camping, our national parks and our other public lands allow us to attract and retain the best workforce in the world.

Oracle which acquired RightNow Technologies in 2012 - is now one of the largest cloud computing companies in the world.

I believe we will continue to see Montana rise as a global leader in innovation and high tech job growth.

You see, what the rest of the world is starting to realize is that in Montana, you can have it all - a quality of life and a quality education second to none...and I say that as a product of the Montana public schools and public university... ..all four of our children will graduate from public universities...three from MSU.... because in Montana we combine a quality education, a quality of life...and connectivity.... and this is a recipe for success and uniquely positions Montana to be a 21st century high tech leader.

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As I close, I wanted to take a moment to reemphasize that no matter where you come from or who you voted for, my job is to represent ALL Montanans. The office I hold belongs to the 1,032,949 residents of the Treasure State, of which all of us here represent.

We are not here to be served...but to serve.

And speaking of service, I'm proud of the nine veterans who serve on my team, to serve you.

And our team is working to change the culture in Washington DC.... to an attitude of service - customer service. As the only member of the Montana delegation to visit each one of our fifty-six counties - Eureka to Ekalaka - visiting our schools, hospitals, small businesses, ranches, wind farms, coal mines, national parks - I could go on and on. I'm honored to listen to folks all around Montana. And I'm grateful for their gracious hospitality.

We use technology to reach as many Montanans as possible to learn what's on their minds. Over the past couple of years we have dialed out to one million numbers across Montana, as I regularly hold tele-town halls. In fact I held one last week, where I dialed out to two hundred thousand Montanans and had tens of thousands folks stay on to listen and ask questions. And I'll be hosting another next month. If interested just text senators (one word) to 828282, and you will receive a confirmation text that you have joined.

Well....Sometimes in the midst of our busy lives, we can lose perspective.

We must never forget that we are some of the luckiest people in the world because we get to call Montana HOME.

We get to live in the best state....That is part of the greatest country in the world.

And together, we can ensure that twelve year-old, Evelyn Old Coyote's voice is heard in Washington DC.

Together, we can make sure that Kennedy Tooke and her friends in Ekalaka and every Montana student has the opportunity to succeed.

The solutions to our challenges are not more Washington ideas, not more Washington knows best. The best solutions will come from the people of Montana.

Thank you again for the work you're doing on behalf of all Montanans. I look forward to working with all of you and you know why?..... because Montanans are best at running Montana.

Thank you and God Bless!

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Speaker Knudsen thanked Senator Daines for his remarks and requested the Committee escort Senator Daines from the Chamber.

Sergeant-at-Arms Murfitt escorted the guests from the House Chamber.

BILLS (Ricci, Chair):

2/22/2017

Correctly printed: **HB 17, HB 44, HB 387, HB 494, HB 541, HB 542, HB 543, HB 544, HB 545, HB 546, HB 547, HB 548, HB 549, HB 550, HB 551, HB 552, HB 553, HB 554, HB 555, HB 556, SB 85, HB 94, SB 100, SB 129, SB 142, HB 244, HB 325, HB 346, HB 360, HB 362, HB 367, HB 373, HB 381, HB 384, HB 432, HB 433.**

Correctly engrossed: **HB 225, HB 338, HB 406, HB 416, HB 490.**

Correctly enrolled: **HB 18.**

Examined by the sponsor and found to be correct: **HB 18.**

Transmitted to the Senate: **HB 30, HB 44, HB 94, HB 244, HB 325, HB 346, HB 348, HB 360, HB 362, HB 367, HB 373, HB 381, HB 384, HB 432, HB 433, SB 85.**

Signed by the Speaker at 9:10 p.m., February 22, 2017: **HB 26, HB 41, HB 48, HB 49, HB 53, HB 79, HB 112, HB 159, HB 258, HB 278, HB 300, HJR 1.**

Signed by the President at 11:30 a.m., February 22, 2017: **HB 26, HB 41, HB 48, HB 49, HB 53, HB 79, HB 112, HB 159, HB 258, HB 278, HB 300, HJR 1.**

Signed by the Chief Clerk of the House at 9:30 a.m., February 22, 2017: **HB 26, HB 41, HB 48, HB 49, HB 53, HB 79, HB 112, HB 159, HB 258, HB 278, HB 300, HJR 1.**

Signed by the Speaker at 4:10 p.m., February 22, 2017: **HB 18.**

Signed by the Chief Clerk of the House at 4:30 p.m., February 22, 2017: **HB 18.**

Delivered to the Governor for approval at 11:19 a.m., February 22, 2017: **HB 92, HB 106, HB 135, HB 177, HB 184, HB 202.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair):

2/21/2017

HB 338, introduced bill, be amended as follows:

1. Page 2, line 15.

Strike: "to privately deeded land"

2. Page 5, line 19.

Following: "(e)"

Insert: "(i)"

3. Page 5, line 20.

Strike: "to privately deeded land"

4. Page 5, line 22.

Following: "agent"

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Strike: "."

Insert: "and when they are being moved to and from land owned or controlled by the owner of the livestock or the owner's agent:
(A) into an adjoining county; or
(B) across multiple county lines if the entire grazing range is the privately deeded property of the livestock owner.
(ii)"

5. Page 5, line 24.

Following: "~~Montana~~."

Insert: "(iii) The permit may be issued only if the livestock are branded with the permittee's brand, which must be registered in Montana, unless the animal is classified as a virgin breeding female or a nursing calf.
(iv)"

And, as amended, do pass. Report adopted.

HB 345, do pass. Report adopted.

APPROPRIATIONS (Ballance, Chair):

2/21/2017

HB 168, do pass. Report adopted.

HB 225, introduced bill, be amended as follows:

1. Page 1, line 18.

Strike: "and"

2. Page 1, line 22.

Following: line 21

Insert: "(3) consider adding signage along certain shared-use paths that designate walking pathways of least 1,320 feet that may be referred to as "Take a Break - Take a Walk" pathways."

And, as amended, do pass. Report adopted.

HB 344, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair):

2/22/2017

HB 428, do pass. Report adopted.

HB 470, do pass. Report adopted.

HB 474, do pass. Report adopted.

HB 490, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Strike: "UNEMPLOYMENT AND"

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2. Title, page 1, line 6.

Strike: "SECTIONS 39-51-204 AND"

Insert: "SECTION"

3. Page 1, line 11 through page 5, line 21.

Strike: section 1 in its entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

JUDICIARY (Doane, Chair):

2/22/2017

HB 406, introduced bill, be amended as follows:

1. Page 1, line 28.

Following: "(2)"

Strike: "For"

Insert: "(a) Except as provided in subsection (2)(b), for"

2. Page 1, line 30.

Strike: "(a)"

Insert: "(i)"

Renumber: subsequent subsections

3. Page 2, following line 2.

Insert: "(b) The commissioner may consult with an individual who previously served as a commissioner only about a case or complaint investigated by that individual during the individual's term of office.

(c) A commissioner who consults with an individual who previously served as a commissioner shall document each contact with the individual in writing and place the documentation in the complaint or investigation files."

And, as amended, do pass. Report adopted.

HB 478, do pass. Report adopted.

HB 482, do pass. Report adopted.

LOCAL GOVERNMENT (Greef, Chair):

2/21/2017

HB 407, do pass. Report adopted.

HB 416, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Following: "CHALLENGED;"

Insert: "CLARIFYING WHAT STANDARDS OF REVIEW APPLY TO AN ENVIRONMENTAL ASSESSMENT; PROVIDING DEFINITIONS;"

Following: "SECTIONS"

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Insert: "76-3-103,76-3-603,"

Following: "76-3-608"

Insert: ", "

Strike: "AND"

Following: "76-3-625,"

Insert: "AND 76-8-101,"

2. Page 1, line 11.

Insert: "**Section 1.** Section 76-3-103, MCA, is amended to read:

"76-3-103. Definitions. As used in this chapter, unless the context or subject matter clearly requires otherwise, the following definitions apply:

(1) "Arbitrary, capricious, or unlawful" means random, unreasonable, seemingly unmotivated, or failing to comply with applicable statutes and regulations.

(2) "Certificate of survey" means a drawing of a field survey prepared by a registered surveyor for the purpose of disclosing facts pertaining to boundary locations.

~~(2)~~(3) "Cluster development" means a subdivision with lots clustered in a group of five or more lots that is designed to concentrate building sites on smaller lots in order to reduce capital and maintenance costs for infrastructure through the use of concentrated public services and utilities, while allowing other lands to remain undeveloped.

~~(3)~~(4) "Dedication" means the deliberate appropriation of land by an owner for any general and public use, reserving to the landowner no rights that are incompatible with the full exercise and enjoyment of the public use to which the property has been devoted.

~~(4)~~(5) "Division of land" means the segregation of one or more parcels of land from a larger tract held in single or undivided ownership by transferring or contracting to transfer title to a portion of the tract or properly filing a certificate of survey or subdivision plat establishing the identity of the segregated parcels pursuant to this chapter. The conveyance of a tract of record or an entire parcel of land that was created by a previous division of land is not a division of land.

~~(5)~~(6) "Examining land surveyor" means a registered land surveyor appointed by the governing body to review surveys and plats submitted for filing.

~~(6)~~(7) "Final plat" means the final drawing of the subdivision and dedication required by this chapter to be prepared for filing for record with the county clerk and recorder and containing all elements and requirements set forth in this chapter and in regulations adopted pursuant to this chapter.

~~(7)~~(8) "Governing body" means a board of county commissioners or the governing authority of a city or town organized pursuant to law.

~~(8)~~(9) "Immediate family" means a spouse, children by blood or adoption, and parents.

~~(9)~~(10) "Minor subdivision" means a subdivision that creates five or fewer lots from a tract of record.

~~(10)~~(11) "Planned unit development" means a land development project consisting of residential clusters, industrial parks, shopping centers, or office building parks that compose a planned mixture of land uses built in a prearranged relationship to each other and having open space and community facilities in common ownership or use.

~~(11)~~(12) "Plat" means a graphical representation of a subdivision showing the division of land into lots, parcels, blocks, streets, alleys, and other divisions and dedications.

~~(12)~~(13) "Preliminary plat" means a neat and scaled drawing of a proposed subdivision

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showing the layout of streets, alleys, lots, blocks, and other elements of a subdivision that furnish a basis for review by a governing body.

~~(13)~~(14) "Public utility" has the meaning provided in 69-3-101, except that for the purposes of this chapter, the term includes county or consolidated city and county water or sewer districts as provided for in Title 7, chapter 13, parts 22 and 23, and municipal sewer or water systems and municipal water supply systems established by the governing body of a municipality pursuant to Title 7, chapter 13, parts 42, 43, and 44.

~~(14)~~(15) "Subdivider" means a person who causes land to be subdivided or who proposes a subdivision of land.

~~(15)~~(16) "Subdivision" means a division of land or land so divided that it creates one or more parcels containing less than 160 acres that cannot be described as a one-quarter aliquot part of a United States government section, exclusive of public roadways, in order that the title to the parcels may be sold or otherwise transferred and includes any resubdivision and a condominium. The term also means an area, regardless of its size, that provides or will provide multiple spaces for rent or lease on which recreational camping vehicles or mobile homes will be placed.

~~(16)~~(17) (a) "Tract of record" means an individual parcel of land, irrespective of ownership, that can be identified by legal description, independent of any other parcel of land, using documents on file in the records of the county clerk and recorder's office.

(b) Each individual tract of record continues to be an individual parcel of land unless the owner of the parcel has joined it with other contiguous parcels by filing with the county clerk and recorder:

(i) an instrument of conveyance in which the aggregated parcels have been assigned a legal description that describes the resulting single parcel and in which the owner expressly declares the owner's intention that the tracts be merged; or

(ii) a certificate of survey or subdivision plat that shows that the boundaries of the original parcels have been expunged and depicts the boundaries of the larger aggregate parcel.

(c) An instrument of conveyance does not merge parcels of land under subsection ~~(16)~~(b)(i) (17)(b)(ii) unless the instrument states, "This instrument is intended to merge individual parcels of land to form the aggregate parcel(s) described in this instrument" or a similar statement, in addition to the legal description of the aggregate parcels, clearly expressing the owner's intent to effect a merger of parcels.""

Insert: "Section 2. Section 76-3-603, MCA, is amended to read:

"76-3-603. Contents of environmental assessment. (1) When required, the environmental assessment must accompany the subdivision application and must include:

~~(1)~~(a) for a major subdivision:

~~(a)~~(i) a description of every body or stream of surface water that may be affected by the proposed subdivision, together with available ground water information, and a description of the topography, vegetation, and wildlife use within the area of the proposed subdivision;

~~(b)~~(ii) a summary of the probable impacts of the proposed subdivision based on the criteria described in 76-3-608; and

~~(c)~~(iii) a community impact report containing a statement of anticipated needs of the proposed subdivision for local services, including education and busing; roads and maintenance; water, sewage, and solid waste facilities; and fire and police protection; and

~~(d)~~(iv) additional relevant and reasonable information related to the applicable regulatory criteria adopted under 76-3-501 as may be required by the governing body;

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(2)(b) except as provided in 76-3-609, for a minor subdivision, a summary of the probable impacts of the proposed subdivision based on the criteria described in 76-3-608.

(2) An environmental assessment conducted pursuant to this chapter is distinct from an environmental review conducted pursuant to Title 75, chapter 1. The standards of review applicable to an environmental review conducted pursuant to Title 75, chapter 1, do not apply to an environmental assessment conducted pursuant to this chapter."

Renumber: subsequent sections

3. Page 3, line 5.

Following: "governing body"

Strike: "under this section"

Insert: "concerning whether the development of the proposed subdivision meets the requirements of this chapter"

4. Page 3, line 12.

Following: "chapter"

Strike: "that is arbitrary, ~~or capricious,~~ or unlawful"

5. Page 3, line 13 through line 14.

Strike: "random, unreasonable, or seemingly unmotivated or fails to comply with applicable statutes and regulations"

Insert: "arbitrary, capricious, or unlawful"

6. Page 3, line 15.

Strike: "an arbitrary, capricious, or unlawful"

Insert: "a"

7. Page 3, line 20 and 21.

Strike: "random, unreasonable, or seemingly unmotivated or fails to comply with applicable statutes and regulations"

Insert: "arbitrary, capricious, or unlawful"

8. Page 4, line 6.

Following: line 6

Insert: "**Section 5.** Section 76-8-101, MCA, is amended to read:

"76-8-101. Definitions. As used in this part, the following definitions apply:

(1) "Building" means a structure or a unit of a structure with a roof supported by columns or walls for the permanent or temporary housing or enclosure of persons or property or for the operation of a business. Except as provided in ~~76-3-103(15)~~ 76-3-103(16) the term includes a recreational camping vehicle, mobile home, or cell tower. The term does not include a condominium or townhome.

(2) "Department" means the department of environmental quality provided for in 2-15-3501.

(3) "Governing body" means the legislative authority for a city, town, county, or consolidated city-county government.

(4) "Landowner" means an owner of a legal or equitable interest in real property. The term

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includes an heir, successor, or assignee of the ownership interest.

(5) "Local reviewing authority" means a local department or board of health that is approved to conduct reviews under Title 76, chapter 4.

(6) "Supermajority" means:

(a) an affirmative vote of at least two-thirds of the present and voting members of a city or town council;

(b) a unanimous affirmative vote of the present and voting county commissioners in counties with three county commissioners;

(c) an affirmative vote of at least four-fifths of the present and voting county commissioners in counties with five commissioners;

(d) an affirmative vote of at least two-thirds of the present and voting county commissioners in counties with more than five commissioners; or

(e) an affirmative vote of at least two-thirds of the present and voting members of the governing body of a consolidated city-county government.

(7) "Tract" means an individual parcel of land that can be identified by legal description, independent of any other parcel of land, using documents on file in the records of the county clerk and recorder's office."

And, as amended, do pass. Report adopted.

HB 455, do pass. Report adopted.

HB 456, do pass. Report adopted.

HB 492, do pass. Report adopted.

HB 507, do pass. Report adopted.

HB 510, do pass. Report adopted.

MESSAGES FROM THE SENATE

Free Conference Committee Report No.1 adopted: 2/20/2017

HB 18, introduced by Jacobson

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

2/20/2017

HB 24, introduced by Ehli

Senate bills passed and transmitted to the House for concurrence: 2/20/2017

SB 137, introduced by Ankney

SB 152, introduced by Sesso

SB 158, introduced by MacDonald

SB 160, introduced by Caferro

SB 163, introduced by K. Regier

SB 183, introduced by Welborn

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SB 192, introduced by Swandal
SB 200, introduced by Buttrey
SB 205, introduced by Olszewski

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 525, introduced by M. Funk, referred to State Administration.
HB 532, introduced by K. Abbott, G. Custer, referred to State Administration.
HB 557, introduced by V. Court, J. Bachmeier, W. Curdy, M. Dunwell, D. Fern, J. Fleming, D. Hayman, K. Kelker, A. Olsen, M. Ryan, B. Smith, K. Swanson, S. Webber, J. Windy Boy, T. Woods, referred to Business and Labor.
HB 558, introduced by G. Hertz, referred to Taxation.
HB 559, introduced by P. Webb, referred to Judiciary.
HB 560, introduced by S. Morigeau, B. Bennett, L. Bishop, V. Court, W. Curdy, A. Curtis, M. Dunwell, J. Eck, J. Ellis, J. Fleming, M. Funk, J. Hamilton, B. Hamlett, D. Hayman, E. Hill Smith, K. Kelker, G. Kipp, N. McConnell, A. Olsen, R. Peppers, J. Price, M. Ryan, B. Smith, S. Stewart-Peregoy, K. Swanson, S. Webber, T. Woods, referred to Judiciary.
HB 561, introduced by J. Karjala, referred to Human Services.

The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 14, introduced by B. Tschida, R. Ehli, S. Vinton, referred to Human Services.
HJR 15, introduced by S. Gunderson, F. Anderson, D. Ankney, N. Ballance, D. Bartel, B. Beard, S. Berglee, R. Brodehl, B. Brown, D. Brown, Z. Brown, J. Cohenour, P. Connell, R. Cook, M. Cuffe, G. Custer, A. Doane, R. Ehli, J. Essmann, R. Fitzgerald, S. Fitzpatrick, J. Fleming, K. Flynn, W. Galt, F. Garner, C. Glimm, E. Greef, B. Grubbs, S. Gunderson, B. Hamlett, B. Harris, A. Hertz, G. Hertz, S. Hinebauch, J. Hinkle, K. Holmlund, M. Hopkins, D. Jones, D. Kary, J. Keane, J. Knokey, A. Knudsen, C. Knudsen, M. Lang, S. Lavin, D. Lenz, D. Loge, F. Mandeville, T. Manzella, W. McKamey, D. Mortensen, M. Noland, J. O'Hara, J. Patelis, G. Pierson, A. Redfield, K. Regier, M. Regier, V. Ricci, T. Richmond, A. Rosendale, W. Sales, C. Schreiner, R. Shaw, L. Sheldon-Galloway, D. Skees, J. Small, C. Smith, S. Staffanson, S. Stewart-Peregoy, J. Trebas, B. Tschida, B. Usher, G. Vance, S. Vinton, G. Vuckovich, K. Wagoner, P. Webb, R. Webb, T. Welch, K. White, D. Zolnikov, referred to Natural Resources.

The following Senate bills were read first time, and referred to committees:

SB 137, introduced by D. Ankney, referred to Taxation.
SB 160, introduced by M. Caferro, referred to Human Services.
SB 163, introduced by K. Regier, referred to State Administration.
SB 183, introduced by J. Welborn, referred to Fish, Wildlife and Parks.
SB 192, introduced by N. Swandal, referred to Judiciary.
SB 200, introduced by E. Buttrey, referred to Judiciary.
SB 205, introduced by A. Olszewski, referred to Human Services.

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**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Ricci in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 17 - Representative Ehli moved **HB 17** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 70 - Representative Ehli moved **HB 70**, second reading copy, be amended as follows:

1. Title, line 7.

Following: "APPROPRIATIONS;"

Insert: "PROVIDING APPROPRIATIONS;"

2. Page 2.

Following: line 27

Insert: "NEW SECTION. Section 4. Appropriation. (1) There is appropriated \$80,000 from the general fund to the judicial branch for the biennium beginning July 1, 2017, to support the activities of the working interdisciplinary network of guardianship stakeholders established in [section 1], including hiring a 0.50 FTE.

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(2) The legislature intends that the appropriation be considered a part of the ongoing base for the next legislative session.

(3) Money from the appropriation that is not spent during the biennium must revert to the general fund."

Renumber: subsequent sections

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 81

Nays: B. Brown, Burnett, Doane, Flynn, Galloway, Galt, A Hertz, G Hertz, Jones, C Knudsen, Lavin, Mandeville, Manzella, Redfield, Rosendale, Trebas, Tschida, White, Zolnikov.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 70 - Representative Ehli moved **HB 70**, second reading copy, be further amended as follows:

1. Title, line 7.

Following: "APPROPRIATIONS;"

Insert: "PROVIDING AN APPROPRIATION;"

2. Page 2, line 17 and line 18.

Following: "shall"

Strike: "i" on line 17 through "RESOURCES," on line 18

3. Page 2.

Following: line 27

Insert: "NEW SECTION. Section 4. Appropriation. (1) (a) There is appropriated \$120,000 from the general fund to the judicial branch for the fiscal year beginning July 1, 2018, to make grants for public guardianship programs as provided in [section 3].

(b) The appropriation may be used only for direct grants to organizations.

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(2) The legislature intends that the appropriation be considered a part of the ongoing base for the next legislative session.

(3) Money from the appropriation that is not spent during the biennium must revert to the general fund."

Renumber: subsequent sections

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 75

Nays: B. Brown, Burnett, Court, Doane, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Jones, C Knudsen, Lavin, Mandeville, Manzella, Noland, Redfield, Regier, Rosendale, Trebas, Tschida, Usher, White, Zolnikov.

Total 25

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 70 - Representative Karjala moved **HB 70** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 77

Nays: Berglee, Brodehl, B. Brown, Burnett, Doane, Flynn, Galloway, Galt, Glimm, G Hertz, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Noland, Redfield, Regier, Rosendale, Trebas, Usher, Zolnikov.

Total 23

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 238 - Representative Anderson moved **HB 238** do pass. Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Cook, Custer, Fern, Fitzgerald, Flynn, Galloway, Garner, Glimm, Grubbs, Gunderson, A Hertz, Holmlund, Jones, Knokey, Lavin, Lenz, Loge, Mandeville, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Sales, Shaw, Trebas, Tschida, Usher, Vinton, Webb, Welch, Mr. Speaker.
Total 41

Nays: Abbott, Bachmeier, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fleming, Funk, Galt, Greef, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lynch, Manzella, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Skees, Staffanson, Stewart-Per, Swanson, Wagoner, Webber, White, Windy Boy, Woods, Zolnikov.
Total 58

Excused: None.

Total 0

Absent or not voting: Smith.

Total 1

HB 332 - Representative Holmlund moved **HB 332** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Karjala, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 76

Nays: Abbott, Bennett, Bishop, Burnett, Dudik, Dunwell, Eck, Gunderson, Hayman, Jacobson, Jones, Kelker, Kipp III, Mandeville, McConnell, Olsen, Peppers, Perry, Price, Stewart-Per, Swanson, Trebas, Tschida, Woods.
Total 24

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 364 - Representative Loge moved **HB 364** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Redfield, Regier, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 67

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Karjala, Keane, Kelker, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Perry, Price, Ricci, Ryan, Schreiner, Swanson, Webber, Woods.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 387 - Representative Wagoner moved **HB 387** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Bishop, Cuffe, Doane, Ehli, Garner, C Knudsen, Mandeville, Webb.

Total 8

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HB 393 - Representative Zolnikov moved **HB 393** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Bartel, Custer, Hamlett, Keane, Lavin, Lynch, McKamey, Olsen, Usher, Welch.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 494 - Representative Berglee moved **HB 494** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 500 - Representative A. Hertz moved **HB 500** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Ricci moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 97

Nays: Woods.

Total 1

Excused: None.

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Total 0

Absent or not voting: Cuffe, Essmann.

Total 2

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 85 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Wagoner, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 86

Nays: Berglee, Brodehl, B. Brown, Doane, Regier, Rosendale, Staffanson, Tschida, Usher, Vinton, Webb, White, Zolnikov.

Total 13

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 30 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 90

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Nays: Abbott, Bachmeier, Z. Brown, Greef, Hamilton, Hayman, Keane, Lynch, McCarthy.
Total 9

Excused: None.
Total 0

Absent or not voting: Cuffe.
Total 1

HB 44 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: B. Brown, Burnett.
Total 2

Excused: None.
Total 0

Absent or not voting: Cuffe.
Total 1

HB 94 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

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Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 244 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Usher, Vinton, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 69

Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Doane, Flynn, Galt, Glimm, Harris, G Hertz, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Staffanson, Trebas, Tschida, Wagoner, Webb, White, Mr. Speaker.

Total 30

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 325 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Custer, Doane, Eck, Ehli, Essmann, Fern, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 69

Nays: Abbott, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Ellis, Fitzgerald, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Karjala, Kelker, McConnell, Morigeau, Olsen, Perry, Price, Ryan, Sales, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods.

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Total 30

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 346 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Regier.

Total 1

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 348 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

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Total 41

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 360 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 96

Nays: Essmann, Regier, Zolnikov.

Total 3

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 362 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 91

Nays: Ballance, Brodehl, Doane, C Knudsen, Manzella, Rosendale, Skees, Zolnikov.

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Total 8

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 367 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 79

Nays: Abbott, Bennett, Dunwell, Eck, Ellis, Funk, Hayman, Karjala, Kelker, McConnell, Morigeau, Olsen, Peppers, Price, Ryan, Schreiner, Smith, Stewart-Per, Windy Boy, Woods.

Total 20

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 373 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Mr. Speaker.

Total 79

Nays: Brodehl, B. Brown, Doane, Essmann, Galloway, Glimm, Hopkins, Lenz, Mandeville, Manzella, Mortensen, Noland, Patelis, Regier, Rosendale, Staffanson, Stewart-Per, Tschida, Windy Boy, Zolnikov.

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Total 20

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 381 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 87

Nays: Brodehl, Burnett, Karjala, Kelker, C Knudsen, Manzella, Mortensen, Regier, Rosendale, Ryan, Smith, Zolnikov.

Total 12

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 384 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

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Nays: Cook.

Total 1

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 432 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Curtis, Custer, Doane, Dudik, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Price, Regier, Rosendale, Ryan, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 75

Nays: Abbott, Bartel, Bennett, Court, Curdy, Dunwell, Ellis, Flynn, Funk, Grubbs, Hayman, Hill-Smith, Holmlund, Keane, Lynch, McConnell, McKamey, Olsen, Perry, Pierson, Redfield, Ricci, Sales, Swanson.

Total 24

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 433 passed as follows:

Yeas: Anderson, Bartel, Berglee, Brodehl, B. Brown, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Glimm, Greef, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Peppers, Price, Redfield, Regier, Rosendale, Schreiner, Skees, Smith, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Ballance, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Garner, Grubbs, Hamilton, Hayman, Hill-Smith, Kelker, Lynch, McCarthy, McConnell, McKamey, Morigeau,

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Olsen, Perry, Pierson, Ricci, Ryan, Sales, Shaw, Stewart-Per, Swanson, Trebas, Webber, Woods.

Total 43

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

MOTIONS

Representative Ehli moved to re-refer **HB 17** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 70** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved re-refer **HB 332** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 387** to the Appropriations Committee. Without objection, so ordered.

Representative Bishop moved to reconsider action on **HB 142** and that **HB 142** be placed on second reading on the 40th legislative day.

Motion passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Galloway, Garner, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 52

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Doane, Essmann, Fitzgerald, Flynn, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 46

Excused: None.

Total 0

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Absent or not voting: Cuffe, Grubbs.

Total 2

Representative Bachmeier moved to change his vote on **HB 367** from No to Yes. Without objection, so ordered.

Representative Hamlett moved that **HB 336** be taken from Transportation and be placed on second reading on the 40th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

Representative Skees moved to change his vote on **HB 500** from Not Voting to Yes. Without objection, so ordered.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Thursday, February 23, 2017. Motion carried.

House adjourned at 3:17 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FORTIETH LEGISLATIVE DAY**

Helena, Montana
February 23, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Skees. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Cuffe, excused. Quorum present.

BILLS (Ricci, Chair):

2/23/2017

Correctly printed: **HB 17, HB 168, HB 332, HB 344, HB 345, HB 364, HB 387, HB 393, HB 407, HB 428, HB 455, HB 456, HB 470, HB 474, HB 478, HB 482, HB 492, HB 494, HB 500, HB 507, HB 510, HB 525, HB 532, HB 557, HB 558, HB 559, HB 560, HB 561, HJR 14, HJR 15.**

Correctly engrossed: **HB 70.**

Transmitted to the Senate: **HB 168, HB 344, HB 364, HB 393, HB 494, HB 500.**

Delivered to the Governor for approval at 9:21 a.m., February 23, 2017: **HB 26, HB 41, HB 48, HB 49, HB 53, HB 79, HB 112, HB 159, HB 258, HB 278, HB 300.**

Delivered to the Secretary of State at 10:55 a.m., February 23, 2017: **HJR 1.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

2/22/2017

HB 324, introduced bill, be amended as follows:

1. Title, page 1, line 18.

Strike: "DATE"

Insert: "AND A TERMINATION DATE"

2. Page 23, line 15.

Following: "23-2-404,"

Insert: "except for the Eden Bridge and Camp Baker fishing access sites,"

3. Page 59, line 10.

Following: line 9

Insert: "NEW SECTION. Section 59. Legislative intent. It is the intent of the legislature that the department of fish, wildlife, and parks and the state parks and recreation board operate within the appropriation for the department of fish, wildlife, and parks as set forth in House Bill No. 2 for the biennium beginning July 1, 2017."

Renumber: subsequent sections

4. Page 60.

Following: line 1

Insert: "NEW SECTION. Section 65. Termination. [This act] terminates June 30, 2023."

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And, as amended, do pass. Report adopted.

HB 383, introduced bill, be amended as follows:

1. Title, page 1, line 8.

Following: "RATES;"

Insert: "INCREASING LENGTH OF MEMBERSHIP SERVICE FOR BENEFITS FOR EMPLOYEES HIRED ON OR AFTER JULY 1, 2017;"

2. Title, page 1, line 10.

Following: "19-7-403,"

Strike: "AND"

Following: "19-7-404,"

Insert: "19-7-501, 19-7-502, 19-7-601, AND 19-7-901,"

3. Page 5, line 25.

Following: line 24

Insert: "Section 4. Section 19-7-501, MCA, is amended to read:

"19-7-501. Eligibility for service retirement. (1) Subject to a member's right to a refund of the member's accumulated contributions under Title 19, chapter 2, part 6, a member hired prior to July 1, 2017, who has completed at least 20 years of membership service or a member hired on or after July 1, 2017, who has completed at least 25 years, is eligible for a nonforfeitable service retirement benefit under 19-7-503.

(2) For purposes of compliance with section 411 of the Internal Revenue Code, 26 U.S.C. 411, a vested member who has attained the later of age 50 or the completion of membership service of 20 years for a member hired prior to July 1, 2017, or of 25 years for a member hired on or after July 1, 2017, ~~of membership service~~ has attained normal retirement age and has a nonforfeitable right to the member's service retirement."

Insert: "Section 5. Section 19-7-502, MCA, is amended to read:

"19-7-502. Retirement option. (1)(a) A member hired prior to July 1, 2017, with at least 5 but less than 20 years of membership service may retire with a retirement benefit commencing no sooner than the first day of the month following the member's 50th birthday.

(b) A member hired on or after July 1, 2017, with at least 5 but less than 25 years of membership service may retire with a retirement benefit commencing no sooner than the first day of the month following the member's 50th birthday.

(2)(a) The retirement benefit must be calculated to be the actuarial equivalent of the member's service retirement benefit as otherwise accrued, based upon payment commencing when the member hired before July 1, 2017, would have completed 20 years of membership service or reached age 60, whichever event would have occurred first.

(b) The retirement benefit must be calculated to be the actuarial equivalent of the member's service retirement benefit as otherwise accrued, based upon payment commencing when the member hired on or after July 1, 2017, would have completed 25 years of membership service or reached age 60, whichever event would have occurred first."

Insert: "Section 6. Section 19-7-601, MCA, is amended to read:

"19-7-601. Disability retirement benefit. (1) Except as provided in subsection (2), a

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vested member who becomes disabled must be granted a disability retirement benefit that is the actuarial equivalent of the service retirement benefit under 19-7-503 standing to the member's credit at the time of the member's disability retirement.

(2) A vested or nonvested member who becomes disabled as a direct result of the member's service in the line of duty must be granted a disability retirement benefit as follows:

(a) A member hired prior to July 1, 2017, who becomes disabled:

~~(a)~~(i) before completing 20 years of membership service must receive a disability retirement benefit equal to one-half the member's highest average compensation; or

~~(b)~~(ii) after completing 20 years or more of membership service must receive a disability retirement benefit equal to 2.5% of the member's highest average compensation for each year of service credit.

(b) A member hired on or after July 1, 2017, who becomes disabled:

(i) before completing 25 years of membership service must receive a disability retirement benefit equal to one-half the member's highest average compensation; or

(ii) after completing 25 years or more of membership service must receive a disability retirement benefit equal to 2.5% of the member's highest average compensation for each year of service credit."

Insert: "Section 7. Section 19-7-901, MCA, is amended to read:

"19-7-901. Payments in case of death before retirement. If a member dies before retirement, the member's designated beneficiary may elect one of the following options for which the member qualified and for which the designated beneficiary qualifies:

(1) a lump-sum payment of the accumulated contributions standing to the member's credit at the member's death;

(2) a survivorship benefit equal to 2.5% of the member's highest average compensation for each year of service credit actuarially reduced from age 60 or the date on which the member would have completed 20 years of membership service for a member hired prior to July 1, 2017, or 25 years of membership service for a member hired on or after July 1, 2017, whichever provides a larger retirement benefit; or

(3) a survivorship benefit that is no less than one-half of the member's highest average compensation if the board finds that the member died as a direct and proximate result of injuries received in the course of employment.""

And, as amended, do pass. Report adopted.

EDUCATION (Berglee, Chair):

2/22/2017

HB 134, introduced bill, be amended as follows:

1. Title, page 1, line 8 through line 9.

Strike: "ELIMINATING" on line 8 through "PROCEEDS;" on line 9

2. Title, page 1, line 11.

Strike: "FACILITY" through "PROGRAM"

Insert: "DEBT SERVICE ASSISTANCE"

3. Title, page 1, line 11, through page 1, line 13.

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Strike: "UTILIZING" on line 11 through "GRANTS;" on line 13

4. Title, page 1, line 16.

Strike: "ELIMINATING" through "PROGRAM;"

Insert: "PROVIDING A STATUTORY APPROPRIATION;"

Strike: "7-15-4286,"

5. Title, page 1, line 17.

Strike: "20-9-141, 20-9-306, 20-9-342,"

Strike: "20-9-344,"

Strike: "20-9-620,"

6. Title, page 1, line 18.

Strike: "20-26-606, 23-7-202, 23-7-402,"

7. Title, page 1, line 19.

Strike: "REPEALING" through "MCA;"

8. Page 1, line 24 through page 2, line 14.

Strike: section 1 in its entirety

Renumber: subsequent sections

9. Page 3, line 7.

Strike: "guarantee" through "20-9-622"

Insert: "school debt service assistance account provided for in 20-9-516"

10. Page 3, line 24.

Following: "20-8-107;"

Insert: "20-9-516;"

Following: "~~20-26-617;~~"

Insert: "20-26-617;"

11. Page 7, line 3 through page 13, line 16.

Strike: sections 5 through 7 in their entirety

Renumber: subsequent sections

12. Page 13, line 29.

Strike: "[section 12]"

Insert: "20-9-516(2)(a)"

13. Page 14, line 4 through page 15, line 25.

Strike: section 9 in its entirety

Renumber: subsequent sections

14. Page 16, line 11.

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Following: "fund"

Insert: "in support of the debt service fund"

15. Page 16, line 16.

Strike: "The" through "money"

Insert: "Money in the account is statutorily appropriated, as provided in 17-7-502, to the office of public instruction to distribute"

16. Page 16, line 27 through line 28.

Strike: "The" through "23-7-402"

Insert: "There must be deposited in the account:

(a) an amount of money equal to the income attributable to the difference between the average sale value of 18 million board feet and the total income produced from the annual timber harvest on common school trust lands during the fiscal year;

(b) the income received from certain lands and riverbeds as provided in 17-3-1003(5); and

(c) any workers' compensation dividends refunded to state agencies pursuant to 39-71-403"

17. Page 17, line 4 through page 17, line 12.

Strike: ":" on line 4 through "million" on line 12

Insert: "any interest and income revenue pursuant to 20-9-622(2)(a)"

18. Page 17, line 23 through line 29.

Strike: section 14 in its entirety

Renumber: subsequent sections

19. Page 18, line 13.

Strike: "12"

Insert: "7"

20. Page 18, line 29 through page 21, line 24.

Strike: section 16 through section 18 in their entirety

Renumber: subsequent sections

21. Page 22, line 18 through line 19.

Strike: "facility" on line 18 through "12" on line 19

Insert: "debt service assistance account provided for in 20-9-516"

22. Page 25, line 10.

Strike: "12"

Insert: "7"

23. Page 25, line 15.

Strike: "12"

Insert: "7"

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24. Page 29, line 7.

Following: "inventory"

Insert: "or capital improvement plan"

25. Page 29, line 8.

Following: "that"

Insert: ":

(i)"

Renumber: subsequent subsections

26. Page 29, line 9.

Strike: "and includes:"

Insert: ";

27. Page 29, line 10.

Following: "(i)"

Insert: "includes"

28. Page 29, line 11.

Strike: "evidence that"

Insert: "demonstrates how"

29. Page 29, line 14.

Strike: "by the consistent"

Insert: "through community utilization of the building and through the "

30. Page 29, line 24 through line 29.

Strike: section 26 in its entirety

Renumber: subsequent sections

31. Page 30, line 1 and line 2.

Strike: "12"

Insert: "7"

And, as amended, do pass. Report adopted.

HB 372, do pass. Report adopted.

HB 376, do pass. Report adopted.

HB 418, introduced bill, be amended as follows:

1. Title, page 1, line 9.

Strike: "PROVIDING AN APPROPRIATION;"

2. Page 2, line 17 through line 24.

Strike: section 2 in its entirety

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Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 421, do pass. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

2/22/2017

HB 386, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Following: "THROUGH"

Strike: "TELEHEALTH"

Insert: "TELEMEDICINE"

Strike: ""TELEHEALTH""

Insert: ""TELEMEDICINE""

2. Page 1, line 27.

Strike: "telehealth"

Insert: "telemedicine"

3. Page 2, line 12 through line 14.

Strike: subsection (11) in its entirety

Insert: "(11) "Telemedicine" has the meaning provided in 33-22-138."

And, as amended, do pass. Report adopted.

HB 389, introduced bill, be amended as follows:

1. Page 3, line 7.

Strike: "Schedules II through V"

Insert: "Schedule II"

2. Page 3, line 24.

Following: "for a"

Insert: "Schedule II"

And, as amended, do pass. Report adopted.

HB 409, do pass. Report adopted.

SB 82, be concurred in. Report adopted.

TAXATION (Essmann, Chair):

2/23/2017

HB 516, introduced bill, be amended as follows:

1. Title, page 1, line 5 through line 6.

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Strike: "AND" on line 5 through "BROUGHT" on line 6

2. Page 1, line 12.

Following: "taxes"

Insert: "of \$250,000 or more"

3. Page 1, line 12 through line 13.

Strike: "the taxing" on line 12 through "land" on line 13

Insert: "all taxing jurisdictions"

4. Page 1, line 14 through line 18.

Strike: subsection (2) in its entirety

Insert: "(2) A civil action may be brought as provided in this section for property that was offered for tax lien sale pursuant to 15-17-211 and for which the tax lien failed to sell in at least three successive sales."

5. Page 1, line 21 through line 22.

Strike: "(a)" on line 21 through "prevails" on line 22

Insert: "Reasonable attorney fees must be awarded to the prevailing party"

6. Page 1, line 23 through line 24.

Strike: subsection (4)(b) in its entirety

7. Page 1, line 25.

Following: line 24

Insert: "(5) If the taxing jurisdiction prevails in the civil action provided for in this section, the taxpayer shall pay interest and penalties as provided in 15-16-101(1)(b). The interest and penalties must be distributed to the funds to which the taxes are distributed in the same proportion as the taxes are distributed."

And, as amended, do pass. Report adopted.

SB 86, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

2/21/2017

SB 79, introduced by Fitzpatrick

SB 150, introduced by D. Brown

SB 171, introduced by C. Smith

SB 175, introduced by R. Webb

SB 176, introduced by R. Webb

SB 177, introduced by R. Webb

SB 184, introduced by Moore

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Senate joint resolutions passed and transmitted to the House for concurrence: 2/21/2017

SJR 5, introduced by Phillips

SJR 11, introduced by K. Regier

House amendments to Senate bill concurred in: 2/22/2017

SB 131, introduced by Thomas

House bill concurred in and returned to the House: 2/21/2017

HB 232, introduced by Holmlund

MESSAGES FROM THE GOVERNOR

February 23, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Thursday, February 23, 2017, I signed the following bills:

HB 82 - J. Bachmeier
HB 91 - G. Pierson
HB 111 - R. Lynch
HB 130 - Z. Perry
HB 191 - S. Berglee
HB 207 - B. Bennett
HB 237 - R. Ehli
HB 241 - A. Doane

I am returning House Bill 65 - K. Holmlund with amendments.

I have vetoed House Bill 262 - B. Harris and HB 246 - R. Brodehl.

Sincerely,

STEVE BULLOCK
Governor

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February 22, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Wednesday, February 22, 2017, I signed the following bills:

HB 67 - M. Ryan
HB 68 - M. Ryan
HB 233 - R. Ehli
HB 150 - K. White

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 562, introduced by C. Knudsen, M. Blasdel, M. Hopkins, D. Jones, A. Knudsen, T. Manzella, D. Mortensen, A. Rosendale, R. Shaw, D. Skees, referred to Judiciary.

HB 563, introduced by K. Kelker, L. Bishop, V. Court, W. Curdy, K. Dudik, M. Dunwell, J. Eck, J. Ellis, D. Fern, M. Funk, J. Hamilton, B. Hamlett, D. Hayman, J. Karjala, J. Keane, K. McCarthy, N. McConnell, S. Morigeau, A. Olsen, R. Peppers, Z. Perry, J. Price, M. Ryan, C. Schreiner, B. Smith, K. Swanson, T. Woods, referred to Education.

HB 564, introduced by J. Patelis, M. Blasdel, R. Cook, A. Curtis, R. Fitzgerald, W. Galt, E. Hill Smith, M. Hopkins, J. Keane, J. Knokey, S. Lavin, R. Lynch, D. Mortensen, R. Shaw, D. Skees, S. Vinton, D. Zolnikov, referred to Business and Labor.

HB 565, introduced by R. Cook, referred to Appropriations.

HB 566, introduced by A. Redfield, referred to Judiciary.

The following Senate bills were read first time, and referred to committees:

SB 79, introduced by S. Fitzpatrick, referred to Local Government.

SB 150, introduced by D. Brown, referred to Taxation.

SB 152, introduced by J. Sesso, referred to State Administration.

SB 158, introduced by M. MacDonald, referred to State Administration.

SB 171, introduced by C. Smith, referred to Fish, Wildlife and Parks.

SB 175, introduced by R. Webb, referred to Judiciary.

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SB 176, introduced by R. Webb, referred to Judiciary.

SB 177, introduced by R. Webb, referred to Local Government.

SB 184, introduced by F. Moore, referred to Business and Labor.

The following Senate joint resolutions were read first time, and referred to committees:

SJR 5, introduced by M. Phillips, referred to Energy, Technology, and Federal Relations.

SJR 11, introduced by K. Regier, referred to Judiciary.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Zolnikov in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 137 - Representative Funk moved **HB 137** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 82

Nays: Berglee, Brodehl, B. Brown, Doane, Flynn, Harris, Hopkins, Mandeville, Mortensen, Redfield, Regier, Skees, Staffanson, Tschida, Wagoner, White, Zolnikov.

Total 17

Excused: None.

Total 0

Absent or not voting: Noland.

Total 1

HB 142 - Representative Bishop moved **HB 142** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Grubbs,

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Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 53

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Flynn, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 47

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 407 - Representative A. Hertz moved **HB 407** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Dunwell, Olsen, Peppers.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 408 - Representative Lavin moved **HB 408** do pass. Motion carried as follows:

Yeas: Abbott, Bennett, Bishop, Court, Cuffe, Curdy, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald,

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Fleming, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Webb, Webber.
Total 52

Nays: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Curtis, Custer, Doane, Ehli, Essmann, Flynn, Funk, Galloway, Galt, Glimm, Harris, Hopkins, Jones, Keane, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Sales, Schreiner, Skees, Tschida, Usher, Vinton, Wagoner, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 48

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 455 - Representative Mandeville moved **HB 455** do pass. Motion carried as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 56

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.
Total 44

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 456 - Representative Mandeville moved **HB 456** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop,

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Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Olsen, Smith.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 470 - Representative Sheldon-Galloway moved **HB 470** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: McCarthy, Ryan.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 474 - Representative Shaw moved **HB 474** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Burnett, Cuffe, Lenz, Manzella, McKamey, Tschida, Windy Boy.

Total 7

Excused: None.

Total 0

Absent or not voting: Greef.

Total 1

HB 482 - Representative Eck moved **HB 482** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 492 - Representative Hayman moved **HB 492** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 99

Nays: Zolnikov.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 507 - Representative Dunwell moved **HB 507**, second reading copy, be amended as follows:

1. Page 3, line 3 through line 4.

Following: "(iii)"

Strike: "The reviewing authority may only review resubmitted applications for information found to be deficient during the previous review of the application."

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Ryan, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods.

Total 35

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch,

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White, Zolnikov, Mr. Speaker.

Total 65

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 507 - Representative Mandeville moved **HB 507** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 84

Nays: Curdy, Curtis, Dudik, Dunwell, Eck, Funk, Hamilton, Hayman, Karjala, McConnell, Olsen, Peppers, Ryan, Smith, Windy Boy, Woods.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 510 - Representative A. Hertz moved **HB 510** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 97

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Nays: Zolnikov.

Total 1

Excused: None.

Total 0

Absent or not voting: Hayman, Olsen.

Total 2

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Zolnikov moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Mr. Speaker.

Total 96

Nays: Windy Boy, Zolnikov.

Total 2

Excused: None.

Total 0

Absent or not voting: Cuffe, McConnell.

Total 2

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 168 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones,

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Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 88

Nays: Ballance, Beard, Essmann, Flynn, Galt, Garner, Lavin, Manzella, Regier, Rosendale, Tschida.
Total 11

Excused: None.
Total 0

Absent or not voting: Cuffe.
Total 1

HB 344 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Brodehl, Galt.
Total 2

Excused: None.
Total 0

Absent or not voting: Cuffe.
Total 1

HB 364 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones,

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Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Redfield, Regier, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 64

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Perry, Price, Ricci, Ryan, Schreiner, Smith, Swanson, Wagoner, Webber, Woods.

Total 35

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 393 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Custer, Hamlett, Keane, Lynch, McCarthy, Olsen, Welch.

Total 7

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 494 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kelker, Kipp III,

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Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 62

Nays: Abbott, Bennett, Bishop, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.
Total 37

Excused: None.
Total 0

Absent or not voting: Cuffe.
Total 1

HB 500 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Cuffe.
Total 1

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MOTIONS

Representative Ehli moved to re-refer **HB 408** to the Appropriations Committee. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Friday, February 24, 2017. Motion carried.

House adjourned at 2:22 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FORTY-FIRST LEGISLATIVE DAY**

Helena, Montana
February 24, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Bachmeier, Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Court, Kipp III, excused. Quorum present.

COMMUNICATIONS AND PETITIONS

Mr. Speaker: We, your committee on Legislative Administration, having examined the daily journals for the first, second, third, fourth, and fifth legislative days, find the same to be correct.

Representative Ricci, Chair

BILLS (Ricci, Chair):

2/24/2017

Correctly printed: **HB 137, HB 142, HB 407, HB 408, HB 409, HB 421, HB 455, HB 456, HB 470, HB 474, HB 482, HB 492, HB 507, HB 510, HB 562, HB 563, HB 564, HB 565, HB 566, SB 82, SB 86.**

Correctly engrossed: **HB 134, HB 324, HB 372, HB 376, HB 383, HB 386, HB 389, HB 418, HB 516.**

Correctly enrolled: **HB 232.**

Signed by the Speaker at 1:40 p.m., February 24, 2017: **HJR 5.**

Signed by the Chief Clerk of the House at 3:30 p.m., February 24, 2017: **HJR 5.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair):

2/23/2017

HB 352, introduced bill, be amended as follows:

1. Title, page 1, line 9.

Following: "50-50-301,"

Insert: "81-2-101,"

Following: "81-9-218,"

Insert: "81-21-101,"

Following: "81-21-102,"

Insert: "81-21-103, 81-22-101,"

2. Title, page 1, line 10.

Following: "81-22-421,"

Strike: "AND"

Following: "81-22-503,"

Insert: "81-23-103, 81-23-401, and 81-23-405,"

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3. Page 2, line 7.

Following: "product."

Insert: "The term includes a person operating a small dairy, as defined in 81-21-101."

4. Page 3, line 7.

Following: "(3)"

Strike: "A"

Insert: "Except as provided in subsection (7), a"

5. Page 3.

Following: line 12

Insert: "(5) Except as provided in subsection (6) and pursuant to [sections 1 through 3], a producer may donate food or food products to a traditional community social event.

(6) A producer may not donate milk to a traditional community social event.

(7)(a) Meat or meat products sold pursuant to [sections 1 through 3] must be processed at a state-licensed or federally approved meat establishment.

(b) Subsection (7)(a) does not apply to a producer, as defined in [section 2], who slaughters fewer than 1,000 poultry birds a year."

6. Page 7.

Following: line 5

Insert: "Section 10. Section 81-2-101, MCA, is amended to read:

"81-2-101. Authority of department agents. ~~In~~ Except for the premises of a small dairy as defined in 81-21-101, in the performance of official duties; an agent or officer of the department may enter on or in a lot, yard, land, building, room, premises, enclosure, car, wagon, boat, or other place or vehicle used for the treatment, storage, manufacture, display, or transportation of animals, meat, or dairy products intended for sale or disposal as food. The agent or officer may enter anywhere where livestock may be found that are affected with or that have been exposed to or that the officer has reason to believe are either affected with or have been exposed to an infectious, contagious, communicable, or dangerous disease or disease-carrying insects."

Renumber: subsequent sections

7. Page 9, line 30 through page 10, line 2.

Strike: "for producers" on page 9, line 30 through "[section 2]" on page 10, line 2

Insert: "as provided in [section 3]"

8. Page 10, line 23.

Following: "sells food or"

Strike: remainder of line 23

Insert: "slaughters fewer than 1,000 poultry birds a year pursuant to [section "

9. Page 11, line 6 through line 28.

Strike: section 14 in its entirety

Renumber: subsequent sections

Insert: "Section 15. Section 81-21-101, MCA, is amended to read:

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"81-21-101. Definitions. As used in this part, the following definitions apply:

(1) "Fluid milk plant" means a place where milk or cream is not produced but is purchased or collected and prepared for distribution to the consumer in liquid form.

(2) "Public consumption" means the use of milk or cream by the public for any purpose.

(3) "Small dairy" means a place where no more than 5 lactating cows, 10 lactating goats, or 10 lactating sheep are kept for producing milk."

Insert: "Section 16. Section 81-21-102, MCA, is amended to read:

"81-21-102. Licensing of milk plants and dairies selling milk or cream for public consumption. (1) It Except for a small dairy, it is unlawful for the following businesses to operate in this state without first obtaining a license from the department:

(a) a dairy selling milk or cream for public consumption in the form in which it is originally produced;

(b) a condensed, evaporated, or powdered milk plant;

(c) a fluid milk plant.

(2) A license expires on December 31 of the year issued. The department may, following the procedures in the Montana Administrative Procedure Act, deny, suspend, or revoke a license when it determines that a person to whom the license is issued has failed to comply with the rules of the department or has failed to conduct the person's establishment in a sanitary manner. All license fees collected must be deposited into the general fund.

(3) The department may issue a restraining order prohibiting a dairy from selling or giving away milk or cream not produced or handled under the laws of this state or the rules of the department. It is unlawful for a dairy, while restrained, to sell or give away for public consumption milk or cream produced or handled by the dairy, and it is also unlawful for a dairy products manufacturing plant, milk plant, or cream station to purchase or use the cream or milk from a dairy while the dairy is restrained.

(4) The department shall establish license fees for the following facilities:

(a) a condensed, evaporated, or powdered milk factory;

(b) a fluid milk plant; and

(c) a dairy.

(5) A person violating this section is guilty of a misdemeanor."

Insert: "Section 17. Section 81-21-103, MCA, is amended to read:

"81-21-103. Exceptions of certain producers of dairy products. (1) The owners or operators of small dairies, dairies, creameries, butter factories, cheese factories, or other places of business engaged in the production, storage, or transportation of dairy products are not required to procure a license from the department of public health and human services for the business of production, storage, or transportation of these food products.

(2) This section does not limit:

(a) the supervision or regulation by the department of public health and human services of the sanitary condition of a restaurant, hotel, boardinghouse, or retail market or the products sold or offered for sale at those facilities; or

(b) the duties imposed by law on the department of public health and human services to make sanitary rules for the eradication or control of an epidemic of human disease that may exist in a community."

Insert: "Section 18. Section 81-22-101, MCA, is amended to read:

"81-22-101. Definitions. For the purpose of this chapter, the following definitions are

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adopted:

(1) "Agent" means a person who is authorized by another person to act for that other person in dealing with a third person.

(2) "Butter" is the clean, nonrancid product made by gathering the fat of fresh ripened milk or cream into a mass that also contains a small portion of the other milk constituents, with or without salt, and must contain not less than 80% of milk fat. No tolerance for deficiency in milk fat is permitted. Butter may also contain added coloring matter.

(3) "Cheese" is the sound, solid, and ripened product made from milk or cream by coagulating the casein with rennet or lactic acid, with or without ripening ferments and seasoning, and must contain in the water-free substance not less than 50% of milk fat and not more than 39% of moisture. Cheese may also contain added coloring matter.

(4) "C.I.P." means the procedure by which sanitary pipelines or pieces of dairy equipment are mechanically cleaned in place by circulation when this procedure meets the 3-A accepted practices for permanently installed sanitary product-pipelines and cleaning systems.

(5) "Code of Federal Regulations" refers especially but is not limited to Title 21, which contains the definitions and standards of identity for products as established by the food and drug administration, United States department of health and human services.

(6) "Cream" means the milk fat that rises to the surface when milk is allowed to stand or that is separated from milk by centrifugal force when sold, used, or intended for use in a manufactured product.

(7) "Creamery" means a place where butter is made for commercial purposes.

(8) "Culture" means the harmless lactic acid fermenting bacteria that are added to milk or cream to make manufactured dairy products like cultured buttermilk, cheese, cottage cheese, yogurt, sour cream, cream cheese, butter, and similar products.

(9) "Dairy" or "dairy farm" means a place where ~~one or more cows or goats~~ 6 or more lactating cows, 11 or more lactating goats, or 11 or more lactating sheep are kept, a part or all of the milk or cream from which is used for manufacturing purposes.

(10) The term "department", unless otherwise indicated, means the department of livestock provided for in Title 2, chapter 15, part 31.

(11) "Directly acidified" and similar terms mean the process of adding a food grade acid to milk or cream instead of or in addition to the adding of culture.

(12) "Filled dairy products" means milk, cream, skimmed milk, or any combination of these, whether or not condensed, evaporated, concentrated, frozen, powdered, dried, or desiccated, or any food product made or manufactured from them, to which has been added or which has been blended or compounded with fat or oil other than milk fat so that the resulting product is in imitation or semblance of a dairy product, including milk, cream, sour cream, skimmed milk, ice cream, low-fat ice cream, whipped cream, flavored milk or skim milk yogurt, dried or powdered milk, cheese, cream, cream cheese, cottage cheese, creamed cottage cheese, ice cream mix, low-fat ice cream mix, sherbet, condensed milk, evaporated milk, or concentrated milk.

(13) "French ice cream", "French custard ice cream", and similar frozen products, except sherbets and water ices, are varieties of ice cream.

(14) "Grading" means the examination of milk, cream, or products by sight, odor, taste, or laboratory analysis, the results of which determine a grade designating their quality.

(15) "Ice cream" is a frozen product made with pure, sweet milk, cream, skim milk, evaporated or condensed milk, evaporated or condensed skim milk, dry milk, dry skim milk, pure milk fat, wholesome sweet butter, or any combination of these products, with or without sweetening,

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or clean wholesome eggs or egg products, with or without the use of harmless flavoring and coloring. Ice cream must contain not less than 10% of milk fat, not less than 33% total solids, and may or may not contain pure and harmless edible stabilizer. Ice cream may contain not to exceed 1% gelatin. A frozen milk or milk product may not be manufactured or sold unless it contains at least 10% butterfat, excepting sherbets, ices, and other exceptions under this section. All ice cream must be manufactured from pasteurized ice cream mix.

(16) (a) "Ice cream mix" is a pasteurized, unfrozen product used in the manufacture of ice cream and must comply with the requirements for ice cream.

(b) "Mix" includes the liquid, unfrozen product from which those frozen products listed under subsections (21)(a)(iii) through (21)(a)(xii) are made.

(17) "Intrastate commerce" means commerce within this state under the jurisdiction of the state and includes the operation of a business or service establishment.

(18) "Manufactured dairy product" means an item enumerated in subsection (21) or any other dairy product made by incorporating milk or cream or converting milk or cream into a different state of appearance or quality. For purposes of reporting production and licensing, manufactured dairy product includes but is not limited to:

- (a) ice cream or its mix;
- (b) French ice cream, custard ice cream, French custard ice cream, their low-fat counterparts, or their mixes;
- (c) sherbets of all kinds or their mixes;
- (d) animal or vegetable fat frozen desserts or their mixes;
- (e) frozen confections or their mixes when made in a manufactured dairy products plant;
- (f) water ices or their mixes;
- (g) frozen dessert sandwiches, bars, cones, and similar novelties;
- (h) frozen dessert made of nondairy origins and other products made in the semblance or imitation of dairy products or their mixes when made in a manufactured dairy products plant;
- (i) ice milk or its mix;
- (j) cheese of all kinds, including cottage cheese, cheese curd, cheese dressing, and cream cheese, either cultured or directly acidified;
- (k) sour cream when cultured or directly acidified;
- (l) eggnog, low-fat eggnog, eggnog-flavored milk, and similar flavored products;
- (m) buttermilk, cultured or from churned butter or directly acidified;
- (n) butter;
- (o) yogurt, low-fat yogurt, or flavored yogurt, either cultured or directly acidified or frozen.

(19) "Manufactured dairy products plant" or "factory" means a place where milk or cream is collected and converted into a product or into a different state of appearance or quality or that manufactures those products listed in subsection (21). If only products of semblance or imitation of dairy products are made, the plant is not considered a manufactured dairy products plant.

(20) "Milk" means the lacteal secretion, practically free from colostrum, obtained by the milking of one or more healthy cows located in modified accredited areas and modified certified areas or from cows in herds fully accredited as tuberculosis-free by the United States department of agriculture or in the process of being accredited, when the milk or cream is sold for use in, intended for use in, or used in a manufactured dairy product.

(21) (a) "Milk" and "cream" mean milk and cream sold, used, or intended for manufacturing purposes or for conversion into products of a form other than the form in which originally produced or products commonly known as but not limited to:

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- (i) butter;
- (ii) cheese, including cottage cheese, low-fat cottage cheese, cheese curd, and cream cheese, which are either cultured or directly acidified, and cheese dressings;
- (iii) ice cream or its mix;
- (iv) frozen dessert or its mix;
- (v) sherbets of all kinds or their mixes;
- (vi) frozen ice cream bars, sandwiches, cones, and similar novelties;
- (vii) frozen desserts or products made in the semblance or imitation of frozen dessert;
- (viii) frozen confections or their mixes;
- (ix) water ices or their mixes;
- (x) ice milk or its mix;
- (xi) French ice cream, French custard, or their mixes;
- (xii) frozen custard or its mix and frozen yogurt;
- (xiii) yogurt, flavored yogurt, and low-fat yogurt;
- (xiv) sour cream, either cultured or directly acidified;
- (xv) cream cheese, either cultured or directly acidified;
- (xvi) buttermilk, either cultured, from churned butter, or directly acidified;
- (xvii) eggnog, low-fat eggnog, eggnog-flavored milk, whipped cream, flavored toppings, and similar flavored products;
- (xviii) dry or powdered milk; and
- (xix) condensed milk products.

(b) The items specified in subsection (21)(a) must conform to the standards of identity set forth in the Code of Federal Regulations. If standards of identity are not set forth in the code, then the standards adopted by the department prevail. The labeling of manufactured dairy products must be in accordance with the Montana Food, Drug, and Cosmetic Act.

(22) "Milk or cream station" means a place other than a creamery where deliveries of milk or cream are weighed, graded, sampled, tested, or collected for purchase.

(23) "Mislabeled", "unwholesome", "food additives", "optional ingredients", "impure", "misbranded", "contaminated", "adulterated", "perishable", "hazardous", "unfit", "spoiled", "damaged", and similar terms, when applied to a manufactured dairy product or product made in semblance or in imitation of a manufactured dairy product, are as defined in Title 50, chapter 31.

(24) "Official test" means test procedures outlined in the sources referred to under 81-22-301 concerning samples, methods, and rules of evidence.

(25) "Pasteurization", "pasteurizing", and similar terms mean the process of heating every particle of milk or milk product to at least 145 degrees F and holding it continuously at or above this temperature for at least 30 minutes or to at least 161 degrees F and holding it continuously at or above this temperature for at least 15 seconds in equipment that is properly operated and approved by the department. Milk products that have a higher fat content than milk or contain added sweeteners must be heated to at least 155 degrees F and held continuously at or above this temperature for at least 30 minutes, or to at least 175 degrees F and held continuously at or above this temperature for at least 25 seconds. This definition does not bar any other pasteurization process that has been recognized by the United States public health service to be equally effective and that is approved by the department.

(26) "Person" means an individual, firm, partnership, corporation, cooperative, or other business unit or trade device.

(27) "Producer" means the person who exercises control over the production of milk or

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cream delivered to a milk or cream receiving station or manufactured dairy products plant or who receives payment for milk or cream used in manufacturing.

(28) "Safe temperature" means 45 degrees F or less unless the product is frozen, in which case the temperature must be at or below 0 degrees F.

(29) "Small dairy" means a place where no more than 5 lactating cows, 10 lactating goats, or 10 lactating sheep are kept for producing milk.

~~(29)~~(30) "Testing", "test", "tested", and similar words mean the examination of milk, cream, or manufactured dairy products by sight, odor, taste, or biological or chemical laboratory analysis to determine their quality, wholesomeness, or composition.

~~(30)~~(31) "Water ice" means a frozen product containing but not limited to the following ingredients: water, sugar, flavoring, coloring, stabilizers, and other ingredients allowed by the Code of Federal Regulations as optional ingredients.""

Renumber: subsequent sections

10. Page 12, line 12 through line 13.

Strike: "producers" on line 12 through "[section 2]" on line 13

Insert: "small dairies"

11. Page 12, line 24.

Strike: "producer as defined in [section 2]"

Insert: "small dairy"

12. Page 13, line 17 through line 18.

Strike: "producers" on line 17 through "2]" on line 18

Insert: "small dairies"

13. Page 14, line 1.

Strike: "producer" through "[section 2]"

Insert: "small dairy"

14. Page 14, line 8 through line 9.

Strike: "producer" on line 8 through "[section 2]" on line 9

Insert: "small dairy"

15. Page 16, line 8.

Strike: "Producers" through "[section 2]"

Insert: "Small dairies"

16. Page 16.

Following: line 9

Insert: "**Section 31.** Section 81-23-103, MCA, is amended to read:

"81-23-103. General powers of department and board. (1) The Except for milk produced from a small dairy as defined in 81-21-101, the board shall supervise, regulate, and control the milk industry of this state, including the production, processing, storage, distribution, and sale of milk sold for consumption in this state. The board shall conduct hearings and make determinations

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under this chapter and under board rules and orders promulgated pursuant to this chapter. This chapter does not affect the status, force, or operation of any provision of public health laws, county board of health rules, or municipal ordinances for the promotion or protection of the public health.

(2) The department may cooperate with the department of public health and human services, a county or city board of health, or the department of agriculture in enforcing this chapter.

(3) The department shall assist the board by investigating all matters pertaining to the production, processing, storage, distribution, and sale of milk in this state and by bringing proceedings to enforce the orders of the board. The department, in exercising its enforcement duties, may subpoena milk dealers, their records, books, and accounts, and any other person from whom information may be desired or considered necessary to carry out the purposes and intent of this chapter. The department may take depositions of witnesses who are sick or absent from the state or who cannot otherwise appear in person before the department at its offices. The department shall give at least 10 days' notice to the proposed witness.

(4) The department shall provide staff to the board as provided in 2-15-121 to assist in technical, enforcement, and regulatory activities."

Insert: "Section 32. Section 81-23-401, MCA, is amended to read:

"81-23-401. Entry, inspection, and investigation. ~~The~~ Except for the premises of a small dairy as defined in 81-21-101, the department may enter, at all reasonable hours, all places where milk is produced, processed, bottled, handled, or stored or where the books, papers, records, or documents relative to those transactions are kept, and may inspect and copy them in any place in this state. The department may administer oaths and take testimony for the purpose of ascertaining facts which, in the judgment of the department, are necessary to administer this chapter."

Insert: "Section 33. Section 81-23-405, MCA, is amended to read:

"81-23-405. Violations made misdemeanors -- penalties. (1) ~~A~~ Except for a person operating a small dairy as defined in 81-21-101, a person who produces, sells, distributes, or handles milk in any way, except as a consumer, without a license from the board as required by this chapter or who violates a lawful rule of the department or board is guilty of a misdemeanor punishable by a fine not exceeding \$600. Each day's violation is a separate offense.

(2) The district courts have original jurisdiction in all criminal actions for violations of this chapter and in all civil actions for the recovery or enforcement of penalties provided for in this chapter. All of those actions, both criminal and civil, must be tried in the district court.

(3) The county attorneys, in their respective counties, shall diligently prosecute all violations of this chapter."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 443, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Strike: "AND"

2. Title, page 1, line 6.

Following: "MCA"

Insert: "; AND PROVIDING A TERMINATION DATE"

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3. Page 2.

Following: line 26

Insert: "NEW SECTION. Section 2. Termination. [This act] terminates September 30, 2021."

And, as amended, do pass. Report adopted.

HB 444, do pass. Report adopted.

HB 523, do pass. Report adopted.

APPROPRIATIONS (Ballance, Chair):

2/23/2017

HB 17, introduced bill, be amended as follows:

1. Page 2, line 16.

Following: "\$5.80"

Insert: "starting July 1, 2017, and then"

2. Page 2, line 17.

Following: "months"

Insert: "thereafter"

Following: "the"

Insert: "2019"

And, as amended, do pass. Report adopted.

HB 70, do pass. Report adopted.

HB 387, do pass. Report adopted.

HB 539, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Strike: "OFFICE OF BUDGET AND PROGRAM PLANNING"

Insert: "APPROVING AUTHORITY"

2. Title, page 1, line 7.

Strike: "WRITTEN"

3. Page 2, lines 9 through 10.

Following: "~~2 years for my purpose~~"

Strike: "on one-time-only expenditures, not to include expenditures for personal services"

Insert: "for any purpose, except for increases in pay "

4. Page 2, line 10.

Strike: "are"

Insert: "is"

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And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair):
HB 291, introduced bill, be amended as follows:

2/24/2017

1. Title, page 1, line 4.

Strike: "FACTORS"

Insert: "PRACTICES"

2. Page 1, line 12.

Strike: "any of"

Strike: "factors"

Insert: "factor"

3. Page 1, line 13.

Strike: "any factor"

Insert: "the measure"

4. Page 1, line 16.

Strike: "any of"

Strike: "factors"

Insert: "factor"

5. Page 1, line 18 through line 26.

Following: "section," on line 18

Insert: "a"

Strike: "factors include:" on line 18 through "(h)" on line 26

Insert: "factor includes"

6. Page 1, line 26 through line 30.

Following: "demand" on line 26

Strike: "," on line 26 through "ownership" on line 30

7. Page 2, line 1.

Strike: "factors"

Insert: "factor"

Strike: "are"

Insert: "is"

``

And, as amended, do pass. Report adopted.

HB 358, do pass. Report adopted.

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HB 402, introduced bill, be amended as follows:

2/23/2017

1. Page 1.

Following: line 15

Insert: "(1) "Certified mail" means:

(a) a method of mailing that is offered by the United States postal service and provides evidence of mailing; or

(b) a method of mailing that is accompanied by a certificate of mailing executed by the individual who caused the notice to be mailed."

Renumber: subsequent subsections

2. Page 1, line 27.

Following: "flood"

Strike: ", "

Insert: "or"

Strike: ", or another" through "action"

3. Page 2, line 23 through line 24.

Strike: "A renter," on line 23 through "operator to enter" on line 24

Insert: "An operator must contact the renter by telephone or electronic mail 3 days before entering"

4. Page 2, line 29 through line 30.

Strike: "and the operator's heirs," on line 29 through "assigns" on line 30

5. Page 3, line 14.

Strike: "any part of"

6. Page 3, line 17 through line 18.

Strike: subsection (2) in its entirety

Insert: "(2) A reasonable late fee may be imposed and collected by an operator for each period that a renter does not pay rent when due under the rental agreement, if the amount of the late fee and the conditions for imposing the fee are stated in the rental agreement or in an addendum to that agreement. A late fee of \$20 or 20% of the monthly rent, whichever is greater, is a reasonable fee and may not be considered a penalty. Any reasonable expense incurred as a result of rent collection or lien enforcement by an operator may be charged to the renter in addition to late fees."

7. Page 3, line 24.

Strike: "45"

Insert: "60"

8. Page 3, line 25.

Following: the first "property"

Insert: "at a commercially reasonable sale"

Strike: "Sale of" through "private proceedings."

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9. Page 3, line 27.

Following: "parcels;"

Insert: "or"

10. Page 3, line 28 through line 30.

Following: "contracts"

Strike: ";" on line 28 through "reasonable sale" on line 30

Following: "."

Insert: "(2)"

Renumber: subsequent subsections

11. Page 4, line 13 through line 14.

Strike: "in a commercially" on line 13 through "manner" on line 14

Insert: "in a newspaper of general circulation in the county where the sale is to be held. Alternatively, the operator may advertise the sale in any other commercially reasonable manner. The manner of advertisement is commercially reasonable if the sale is attended by at least three persons who appear personally or online, by telephone, or by any other method at the time and place advertised"

12. Page 4, line 15.

Strike: subsection (3) in its entirety

Renumber: subsequent subsections

13. Page 4, line 17.

Strike: "45"

Insert: "60"

14. Page 4, line 18.

Strike: "an outside party"

Insert: "a professional transfer or tow truck company"

15. Page 4, line 19 through line 20.

Strike: "outside" on line 19 through "party" on line 20

Insert: "professional transfer or tow truck company"

16. Page 5, line 3.

Strike: "(2)"

Insert: "(3)"

17. Page 5, line 4 through line 5.

Following: "States" on line 4

Insert: "certified"

Strike: "Notices sent" on line 4 through "postage prepaid." on line 5

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And, as amended, do pass. Report adopted.

HB 430, introduced bill, be amended as follows:

2/24/2017

1. Page 1, line 20.

Strike: "21"

Insert: "18"

2. Page 1, line 21.

Strike: "provided for in 16-4-1006"

Insert: "as provided in 16-4-1005"

And, as amended, do pass. Report adopted.

HB 449, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Strike: "AND TO EXCLUDE TIPS"

2. Page 1, line 12.

Strike: "(1)(c)"

Insert: "(1)(d)"

3. Page 1, line 13.

Strike: "value of"

Insert: "or other monetary"

4. Page 1.

Following: line 19

Insert: "(c) tips or other gratuities received by the employee to the extent that tips or gratuities are documented by the employee to the employer for tax purposes;"

Renumber: subsequent subsections

5. Page 2, line 9 through line 10.

Following: "and other"

Insert: "and other"

6. Page 2, line 11.

Strike: subsection (f) in its entirety

Insert: "(f) board, lodging, rent, housing, or other nonmonetary remuneration received by an employee."

And, as amended, do pass. Report adopted.

HB 462, introduced bill, be amended as follows:

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1. Page 1, line 12.

Following: "section that"

Insert: ": (a)"

Strike: "16-3-214 with a"

Insert: "the"

2. Page 1, line 13.

Following: "16-3-213,"

Strike: "for"

Insert: "except that the hours of operation of a sampling room, if one is provided, may not exceed 20 hours a week, the ounces of malt beverage that may be sold or given to each individual customer in the sampling room may not exceed 12 ounces in a business day, and the sampling room is restricted to on-premises provision of samples; and
(b) operates in

3. Page 1, line 28.

Following: "16-3-213"

Insert: ", with the exceptions provided in subsection (1)(a) of this section"

And, as amended, do pass. Report adopted.

HB 496, do pass. Report adopted.

2/23/2017

HB 515, do pass. Report adopted.

2/24/2017

HB 519, do pass. Report adopted.

HB 531, do pass. Report adopted.

HB 541, do pass. Report adopted.

HB 544, do pass. Report adopted.

FISH, WILDLIFE AND PARKS (Flynn, Chair):

2/23/2017

HB 97, introduced bill, be amended as follows:

1. Page 2, line 24.

Following: "(7)"

Insert: "(a)"

2. Page 2.

Following: line 25

Insert: "(b) By increasing the maximum payment to \$15,000 on [the effective date of this act], it is the legislature's intent to provide the opportunity for the commission to increase payments made to landowners on a per-hunter-day or equivalent basis by \$2 dollars per year."

And, as amended, do pass. Report adopted.

HB 151, introduced bill, be amended as follows:

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14

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1. Page 1, line 19.

Strike: "Any"

Insert: "Except for funding transferred from the general license account, any"

2. Page 1, line 26.

Strike: "(8)"

Insert: "(7)"

Following: "effort to"

Insert: "make every effort to"

3. Page 2, line 6 through line 8.

Strike: subsection (7) in its entirety

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

HB 434, introduced bill, be amended as follows:

1. Page 1, line 15.

Following: "noxious weed"

Insert: "management"

2. Page 1, line 25.

Following: "[section]"

Strike: "2"

Insert: "3"

3. Page 2.

Following: line 30

Insert: "(b) include a plan to remove noxious weeds or prevent them from propagating or taking hold in the project area;"

Renumber: subsequent subsections

4. Page 3, line 28.

Strike: "noxious weed management"

Insert: "improvement"

5. Page 4, line 17.

Following: ";

Strike: "and"

6. Page 4, line 18.

Following: the second "seed"

Insert: "; and

(d) grazing costs as a component of an overall integrated noxious weed management plan"

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7. Page 4, line 25.

Following: "document the"

Insert: "timelines,"

Following: "progress"

Insert: ", "

And, as amended, do pass. Report adopted.

HB 491, introduced bill, be amended as follows:

1. Page 1, line 17.

Following: "access to our"

Insert: "public"

And, as amended, do pass. Report adopted.

JUDICIARY (Doane, Chair):

2/24/2017

HB 133, introduced bill, be amended as follows:

1. Title, page 1, line 12.

Strike: the first "ABOLISHING"

Insert: "REVISING"

2. Title, page 1, line 13.

Following: "OFFENSES;"

Insert: "REVISING DUI PENALTIES;"

3. Title, page 1, line 16.

Strike: "46-13-110,"

Following: "46-18-231,"

Insert: "46-18-502,"

4. Title, page 1, line 17.

Following: "61-8-422,"

Insert: "61-8-465, 61-8-714, 61-8-722,"

5. Title, page 1, line 18.

Following: "45-10-108,"

Strike: "46-13-108,"

Insert: "AND"

Following: "46-18-501,"

Strike: "AND 46-18-502,"

6. Page 23, line 15.

Strike: "\$1,500"

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Insert: "\$500"

7. Page 23, line 23.

Strike: "\$1,500"

Insert: "\$500"

8. Page 25, line 27.

Strike: "exceeds"

Insert: "does not exceed"

9. Page 27, following line 18.

Insert: "NEW SECTION. **Section 14. Determination of number of convictions.** For the purpose of determining the number of convictions under 45-6-301, 45-6-309, 45-6-316, 45-6-317, 45-6-325, or 45-6-332, a conviction means:

- (1) a conviction, as defined in 45-2-101, under the same statute;
- (2) a conviction for a violation of a similar statute in another state; or
- (3) a forfeiture of bail or collateral deposited to secure the defendant's appearance in court

in this state or another state for a violation of a similar statute, which forfeiture has not been vacated."

Renumber: subsequent sections

10. Page 36, following line 3.

Insert: "(18) "Persistent felony offender" means an offender who has previously been convicted of three separate felonies and who is presently being sentenced for a fourth felony committed on a different occasion than any of the first three. An offender is considered to have previously been convicted of three separate felonies if:

(a) the three previous felonies were for offenses committed in this state or any other jurisdiction for which a sentence of imprisonment in excess of 1 year could have been imposed;

(b) less than 5 years have elapsed between the commission of the present offense and either:

- (i) the most recent of the three felony convictions; or
- (ii) the offender's release on parole or otherwise from prison or other commitment imposed as a result of a previous felony conviction; and
- (c) the offender has not been pardoned on the ground of innocence and the conviction has not been set aside at a postconviction hearing."

Renumber: subsequent subsections

11. Page 37, line 15 through page 38, line 8.

Strike: section 22 in its entirety

Renumber: subsequent sections

12. Page 43, line 6.

Following: "46-18-221(3),"

Strike: "and"

Following: "~~and 46-18-502(3),~~"

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Insert: "and 46-18-502(3),"

13. Page 45, following line 6.

Insert: "**Section 28.** Section 46-18-502, MCA, is amended to read:

"46-18-502. Sentencing of persistent felony offender. (1) Except as provided in 46-18-219 and subsection (2) of this section, a persistent felony offender shall be imprisoned in the state prison for a term of not less than 5 years or more than 100 years or shall be fined an amount not to exceed \$50,000, or both, if the offender was 21 years of age or older at the time of the commission of the present offense.

(2) Except as provided in 46-18-219, an offender shall be imprisoned in a state prison for a term of not less than 10 years or more than 100 years or shall be fined an amount not to exceed \$50,000, or both, if:

(a) the offender was a persistent felony offender, as defined in ~~46-18-504~~ 46-1-202, at the time of the offender's previous felony conviction;

(b) less than 5 years have elapsed between the commission of the present offense and:

(i) the previous felony conviction; or

(ii) the offender's release on parole, from prison, or from other commitment imposed as a result of the previous felony conviction; and

(c) the offender was 21 years of age or older at the time of the commission of the present offense.

(3) Except as provided in 46-18-222, the imposition or execution of the first 5 years of a sentence imposed under subsection (1) of this section or the first 10 years of a sentence imposed under subsection (2) of this section may not be deferred or suspended.

(4) Any sentence imposed under subsection (2) must run consecutively to any other sentence imposed.""

Renumber: subsequent sections

14. Page 56, following line 11.

Insert: "**Section 39.** Section 61-8-465, MCA, is amended to read:

"61-8-465. Aggravated DUI. (1) A person commits the offense of aggravated driving under the influence if the person is in violation of 61-8-401, 61-8-406, or 61-8-411 and:

(a) the person's alcohol concentration, as shown by analysis of the person's blood or breath, is 0.16 or more;

(b) the person is under the order of a court or the department to equip any motor vehicle the person operates with an approved ignition interlock device;

(c) the person's driver's license or privilege to drive is suspended, canceled, or revoked as a result of a prior violation of 61-8-401, 61-8-402, 61-8-406, or 61-8-411;

(d) the person refuses to provide a breath or blood sample as required in 61-8-402 and the person's driver's license or privilege to drive was suspended, canceled, or revoked under 61-8-402 within 10 years of the commission of the present offense; or

(e) the person has one prior conviction or pending charge for a violation of 45-5-106, 45-5-205, 61-8-401, 61-8-406, 61-8-411, or this section within 10 years of the commission of the present offense or has two or more prior convictions or pending charges, or any combination thereof, for violations of 45-5-106, 45-5-205, 61-8-401, 61-8-406, or 61-8-411.

(2) Except as provided in subsection (6), a person convicted of a first violation of the

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offense of aggravated driving under the influence shall be punished by:

(a) a fine of \$1,000, except that if one or more passengers under 16 years of age were in the vehicle at the time of the offense, a fine of \$2,000; and

(b) a term of imprisonment for not less than 48 hours or more than 1 year, except that if one or more passengers under 16 years of age were in the vehicle at the time of the offense, a term of imprisonment for not less than 72 consecutive hours.

(3) (a) Except as provided in subsection (6), a person convicted of a second violation of the offense of aggravated driving under the influence shall be punished by:

(i) a fine of \$2,500, except that if one or more passengers under 16 years of age were in the vehicle at the time of the offense, a fine of \$5,000; and

(ii) a term of imprisonment for not less than 15 days or more than 1 year, except that if one or more passengers under 16 years of age were in the vehicle at the time of the offense, a term of imprisonment for not less than 45 days.

(b) Except for the minimum term of imprisonment provided in subsection (3)(a)(ii), the mandatory minimum imprisonment term may be suspended pending successful completion of court-ordered chemical dependency assessment, education, or treatment by the person.

(c) The mandatory minimum imprisonment term may not be served under home arrest and may not be suspended unless the judge finds the imposition of the imprisonment sentence will pose a risk to the person's physical or mental well-being.

(4) (a) Except as provided in subsection (6), a person convicted of a third violation of the offense of aggravated driving under the influence shall be punished by:

(i) a fine of \$5,000, except that if one or more passengers under 16 years of age were in the vehicle at the time of the offense, a fine of \$10,000; and

(ii) a term of imprisonment for not less than 40 consecutive days or more than 1 year, except that if one or more passengers under 16 years of age were in the vehicle at the time of the offense, a term of imprisonment for not less than 90 consecutive days.

(b) Except for the minimum term of imprisonment provided in subsection (4)(a)(ii), the mandatory minimum imprisonment term may be suspended pending successful completion of court-ordered chemical dependency assessment, education, or treatment by the person.

(c) The mandatory minimum imprisonment term may not be served under home arrest and may not be suspended unless the judge finds the imposition of the imprisonment sentence will pose a risk to the person's physical or mental well-being.

(5) During the suspended sentence imposed by the court under subsection (3)(b) or (4)(b):

(a) the person is subject to all conditions of the suspended sentence imposed by the court, including mandatory participation in drug or DUI courts if available;

(b) the person is subject to all conditions of the 24/7 sobriety and drug monitoring program if available and if imposed by the court; and

(c) if the person violates any condition of the suspended sentence or any treatment requirement, the court may impose the remainder of any imprisonment term that was imposed and suspended.

(6) If the person has a prior conviction under 45-5-106, the person shall be punished as provided in 61-8-731 for a fourth ~~or subsequent~~ offense of driving under the influence of alcohol or drugs, with an excessive alcohol concentration, or under the influence of delta-9-tetrahydrocannabinol or aggravated driving under the influence.

(7) Absolute liability, as provided for in 45-2-104, is imposed for a violation of this section."

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Insert: "Section 40. Section 61-8-714, MCA, is amended to read:

"61-8-714. Penalty for driving under influence of alcohol or drugs -- first through third offense. (1) (a) Except as provided in subsection (4) or (5), a person convicted of a first violation of 61-8-401 shall be punished by imprisonment for not less than 24 consecutive hours or more than 6 months and by a fine of not less than \$600 or more than \$1,000, except that if one or more passengers under 16 years of age were in the vehicle at the time of the offense, the person shall be punished by imprisonment for not less than 48 consecutive hours or more than 1 year and by a fine of not less than \$1,200 or more than \$2,000.

(b) The mandatory minimum imprisonment term may not be served under home arrest and may not be suspended unless the judge finds that the imposition of the imprisonment sentence will pose a risk to the person's physical or mental well-being.

(c) The remainder of the imprisonment sentence may be suspended for a period of up to 1 year pending successful completion of court-ordered chemical dependency assessment, education, or treatment by the person.

(2) (a) Except as provided in subsection (4) or (5), a person convicted of a second violation of 61-8-401 shall be punished by a fine of not less than \$1,200 or more than \$2,000 and by imprisonment for not less than 7 days or more than 1 year, except that if one or more passengers under 16 years of age were in the vehicle at the time of the offense, the person shall be punished by a fine of not less than \$2,400 or more than \$4,000 and by imprisonment for not less than 14 days or more than 1 year.

(b) The mandatory minimum imprisonment term may not be served under home arrest and may not be suspended unless the judge finds that the imposition of the imprisonment sentence will pose a risk to the person's physical or mental well-being.

(c) The remainder of the imprisonment sentence may be suspended for a period of up to 1 year pending the person's successful completion of a chemical dependency treatment program pursuant to 61-8-732.

(3) (a) Except as provided in subsection (4) or (5), a person convicted of a third violation of 61-8-401 shall be punished by imprisonment for a term of not less than 30 days or more than 1 year and by a fine of not less than \$2,500 or more than \$5,000, except that if one or more passengers under 16 years of age were in the vehicle at the time of the offense, the person shall be punished by imprisonment for a term of not less than 60 days or more than 1 year and by a fine of not less than \$5,000 or more than \$10,000.

(b) The mandatory minimum imprisonment term may not be served under home arrest and may not be suspended unless the judge finds that the imposition of the imprisonment sentence will pose a risk to the person's physical or mental well-being.

(c) The remainder of the imprisonment sentence may be suspended for a period of up to 1 year pending the person's successful completion of a chemical dependency treatment program pursuant to 61-8-732.

(4) If the person has a prior conviction under 45-5-106, the person shall be punished as provided in 61-8-731 for a fourth ~~or subsequent~~ offense of driving under the influence of alcohol or drugs or with an excessive alcohol concentration, driving under the influence of delta-9-tetrahydrocannabinol, or aggravated driving under the influence.

(5) If the person has a prior conviction or pending charge for a violation of 61-8-465, the person shall be punished as provided in 61-8-465."

Insert: "Section 41. Section 61-8-722, MCA, is amended to read:

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"61-8-722. Penalty for driving with excessive alcohol concentration or delta-9-tetrahydrocannabinol level -- first through third offense. (1) Except as provided in subsection (4) or (5), a person convicted of a first violation of 61-8-406 or 61-8-411 shall be punished by imprisonment for not more than 6 months and by a fine of not less than \$600 or more than \$1,000, except that if one or more passengers under 16 years of age were in the vehicle at the time of the offense, the person shall be punished by imprisonment for not more than 6 months and by a fine of not less than \$1,200 or more than \$2,000.

(2) (a) Except as provided in subsection (4) or (5), a person convicted of a second violation of 61-8-406 or 61-8-411 shall be punished by imprisonment for not less than 5 days or more than 1 year and by a fine of not less than \$1,200 or more than \$2,000, except that if one or more passengers under 16 years of age were in the vehicle at the time of the offense, the person shall be punished by imprisonment for not less than 10 days or more than 1 year and by a fine of not less than \$2,400 or more than \$4,000.

(b) The mandatory minimum imprisonment sentence may not be served under home arrest and may not be suspended unless the judge finds that imposition of the imprisonment sentence will pose a risk to the person's physical or mental well-being.

(c) The remainder of the imprisonment sentence may be suspended for a period of up to 1 year pending the person's successful completion of a chemical dependency treatment program pursuant to 61-8-732.

(3) (a) Except as provided in subsection (4) or (5), a person convicted of a third violation of 61-8-406 or 61-8-411 shall be punished by imprisonment for not less than 30 days or more than 1 year and by a fine of not less than \$2,500 or more than \$5,000, except that if one or more passengers under 16 years of age were in the vehicle at the time of the offense, the person shall be punished by imprisonment for not less than 60 days or more than 1 year and by a fine of not less than \$5,000 or more than \$10,000.

(b) The mandatory minimum imprisonment sentence may not be served under home arrest and may not be suspended unless the judge finds that imposition of the imprisonment sentence will pose a risk to the person's physical or mental well-being.

(c) The remainder of the imprisonment sentence may be suspended for a period of up to 1 year pending the person's successful completion of a chemical dependency treatment program pursuant to 61-8-732.

(4) If the person has a prior conviction under 45-5-106, the person shall be punished as provided in 61-8-731 for a fourth ~~or subsequent~~ offense of driving under the influence of alcohol or drugs or with an excessive alcohol concentration.

(5) If the person has a prior conviction or pending charge for a violation of 61-8-465, the person shall be punished as provided in 61-8-465."

Renumber: subsequent sections

15. Page 56, line 16.

Following: "fourth"

Strike: "or"

Insert: "offense -- penalty for fifth or"

16. Page 56, line 18.

Following: "three"

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Strike: "or more"

17. Page 57, line 12 through line 15.

Following: "61-8-401(1),"

Strike: "and the person" on line 12 through ", or both." on line 15

Insert: "the person shall be imprisoned in the state prison for a term of not less than 5 years or more than 100 years or be fined an amount not to exceed \$50,000, or both. The imposition of the first 5 years of the sentence imposed may not be deferred or suspended."

18. Page 58, line 21.

Strike: "or subsequent"

19. Page 62, line 19.

Strike: line 19

20. Page 62, line 21.

Strike: line 21

21. Page 62, following line 21.

Insert: "NEW SECTION. Section 46. Codification instruction. [Section 14] is intended to be codified as an integral part of Title 45, chapter 6, part 3, and the provisions of Title 45, chapter 6, part 3, apply to [section 14]."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 385, introduced bill, be amended as follows:

1. Page 1, line 15.

Following: "**Purpose.**"

Insert: "(1)"

2. Page 1, line 18.

Following: "45-8-321"

Insert: "and meets one of the following criteria:

(a) qualifies with firearms according to the minimal standard for a peace officer as certified by a firearms instructor recognized by a national organization of firearm owners;

(b) is classified as a "c-class competitor" by the United States practical shooting association;

(c) is classified as a "marksman level competitor" by the international defensive pistol association; or

(d) meets any standard established by the local school board in conjunction with local law enforcement.

(2) Subject to 45-8-322(7), a school district employee shall notify local law enforcement if the employee elects to possess and carry a firearm pursuant to subsection (1)"

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And, as amended, do pass. Report adopted.

HB 450, do pass. Report adopted.

HB 521, do pass. Report adopted.

LOCAL GOVERNMENT (Greef, Chair):

2/23/2017

HB 422, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Strike: "OR OFFSETTING ENTITLEMENT SHARE"

Insert: "CERTAIN"

2. Title, page 1, line 8.

Following: "15-1-121," on line 8

Strike: "AND 17-4-105,"

Insert: "15-36-331, 15-36-332, 15-37-117, 15-39-110, AND 20-9-310,"

3. Title, page 1, line 9.

Strike: "IMMEDIATE"

4. Page 1, line 22 through line 23.

Strike: "declines" on line 22 through "to prosecute the officer" on line 23

Insert: "does not commence an action pursuant to 45-7-401(3)"

5. Page 1, line 24.

Following: "[section 1]"

Insert: "within 90 days of the receipt of the complaint"

6. Page 7, line 29.

Following: line 28

Insert: "(c) A payment required pursuant to this section may be withheld if, for more than 90 days, a local government fails to:

(i) file a financial report required by 15-1-504;

(ii) remit any amounts collected on behalf of the state as required by 15-1-504; or

(iii) remit any other amounts owed to the state or another taxing jurisdiction."

7. Page 7, line 29.

Following: line 28

Insert: "**Section 5.** Section 15-36-331, MCA, is amended to read:

"15-36-331. Distribution of taxes. (1) (a) For each calendar quarter, the department shall determine the amount of tax, late payment interest, and penalties collected under this part.

(b) For the purposes of distribution of oil and natural gas production taxes to county and school district taxing units under 15-36-332 and to the state, the department shall determine the amount of oil and natural gas production taxes paid on production in the taxing unit.

(2) (a) The amount of oil and natural gas production taxes collected for the privilege and

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license tax pursuant to 82-11-131 must be deposited, in accordance with the provisions of 17-2-124, in the state special revenue fund for the purpose of paying expenses of the board, as provided in 82-11-135.

(b) The amount of the tax allocated in 15-36-304(7)(b) for the oil and gas natural resource distribution account established in 90-6-1001(1) must be deposited in the account.

(3) (a) For each tax year, the amount of oil and natural gas production taxes determined under subsection (1)(b) is allocated to each county according to the following schedule:

Big Horn	45.05%
Blaine	58.39%
Carbon	48.27%
Chouteau	58.14%
Custer	69.53%
Daniels	50.81%
Dawson	47.79%
Fallon	41.78%
Fergus	69.18%
Garfield	45.96%
Glacier	58.83%
Golden Valley	58.37%
Hill	64.51%
Liberty	57.94%
McCone	49.92%
Musselshell	48.64%
Petroleum	48.04%
Phillips	54.02%
Pondera	54.26%
Powder River	60.9%
Prairie	40.38%
Richland	47.47%

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Roosevelt	45.71%
Rosebud	39.33%
Sheridan	47.99%
Stillwater	53.51%
Sweet Grass	61.24%
Teton	46.1%
Toole	57.61%
Valley	51.43%
Wibaux	49.16%
Yellowstone	46.74%
All other counties	50.15%

(b) The oil and natural gas production taxes allocated to each county must be deposited in the state special revenue fund and transferred to each county for distribution, as provided in 15-36-332.

(4) The department shall, in accordance with the provisions of 17-2-124, distribute the state portion of oil and natural gas production taxes remaining after the distributions pursuant to subsections (2) and (3) as follows:

(a) for each fiscal year through the fiscal year ending June 30, 2011, to be distributed as follows:

- (i) 1.23% to the coal bed methane protection account established in 76-15-904;
 - (ii) 1.45% to the natural resources projects state special revenue account established in 15-38-302;
 - (iii) 1.45% to the natural resources operations state special revenue account established in 15-38-301;
 - (iv) 2.99% to the orphan share account established in 75-10-743;
 - (v) 2.65% to the state special revenue fund to be appropriated to the Montana university system for the purposes of the state tax levy as provided in 15-10-108; and
 - (vi) all remaining proceeds to the state general fund;
- (b) for fiscal years beginning after June 30, 2011, to be distributed as follows:
- (i) 2.16% to the natural resources projects state special revenue account established in 15-38-302;
 - (ii) 2.02% to the natural resources operations state special revenue account established in 15-38-301;
 - (iii) 2.95% to the orphan share account established in 75-10-743;
 - (iv) 2.65% to the state special revenue fund to be appropriated to the Montana university system for the purposes of the state tax levy as provided in 15-10-108; and
 - (v) all remaining proceeds to the state general fund.

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(5) A payment required pursuant to this section may be withheld if, for more than 90 days, a local government fails to:

(a) file a financial report required by 15-1-504;

(b) remit any amounts collected on behalf of the state as required by 15-1-504; or

(c) remit any other amounts owed to the state or another taxing jurisdiction."

Insert: "Section 6. Section 15-36-332, MCA, is amended to read:

"15-36-332. (Temporary) Distribution of taxes to taxing units -- appropriation. (1) (a) Subject to 20-9-310 and subsection (9) of this section, by the dates referred to in subsection (6) of this section, the department shall distribute oil and natural gas production taxes allocated under 15-36-331(3) to each eligible county.

(b) By Except as provided by subsection (9), by the dates referred to in subsection (6), the department shall distribute the amount deposited in the oil and gas natural resource distribution account under 15-36-331(2)(b) as provided in subsection (7) of this section.

(2) (a) Each county treasurer shall distribute the amount of oil and natural gas production taxes designated under subsection (1)(a), including the amounts referred to in subsection (2)(b), to the countywide elementary and high school retirement funds, countywide transportation funds, and eligible school districts according to the following schedule:

	Elementary Retirement	High School Retirement	Countywide Transportation	School Districts
Big Horn	14.81%	10.36%	2.99%	26.99%
Blaine	5.86%	2.31%	2.71%	24.73%
Carbon	3.6%	6.62%	1.31%	49.18%
Chouteau	8.1%	4.32%	3.11%	23.79%
Custer	6.9%	3.4%	1.19%	31.25%
Daniels	0	7.77%	3.92%	48.48%
Dawson	5.53%	2.5%	1.11%	35.6%
Fallon	0	7.63%	1.24%	42.58%
Fergus	7.88%	4.84%	2.08%	53.25%
Garfield	4.04%	3.13%	5.29%	26.19%
Glacier	11.2%	4.87%	3.01%	46.11%
Golden Valley	0	11.52%	2.77%	54.65%
Hill	6.7%	4.07%	1.59%	49.87%
Liberty	4.9%	4.56%	1.15%	35.22%
McCone	4.18%	3.19%	2.58%	43.21%

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Musselshell	5.98%	4.07%	3.53%	32.17%
Petroleum	0	11.92%	4.59%	55.48%
Phillips	0.43%	6.6%	1.08%	41.29%
Pondera	6.96%	5.06%	1.94%	45.17%
Powder River	3.96%	2.97%	4.57%	22.25%
Prairie	0	8.88%	1.63%	36.9%
Richland	4.1%	3.92%	2.26%	43.77%
Roosevelt	9.93%	7.37%	2.74%	40.94%
Rosebud	3.87%	2.24%	1.05%	72.97%
Sheridan	0	3.39%	2.22%	47.63%
Stillwater	6.87%	4.86%	1.63%	41.16%
Sweet Grass	6.12%	6.5%	2.4%	37.22%
Teton	6.88%	8.19%	3.8%	29.43%
Toole	2.78%	4.78%	1.3%	43.56%
Valley	2.26%	12.61%	4.63%	41.11%
Wibaux	0	4.1%	0.77%	31.46%
Yellowstone	7.98%	4.56%	1.07%	52.77%
All other counties	3.81%	7.84%	1.81%	41.04%

(b) (i) The county treasurer shall distribute 9.8% of the Custer County share to the countywide community college district in Custer County.

(ii) The county treasurer shall distribute 14.5% of the Dawson County share to the countywide community college district in Dawson County.

(3) The remaining oil and natural gas production taxes for each county must be used for the exclusive use and benefit of the county, including districts within the county established by the county.

(4) (a) The county treasurer shall distribute oil and natural gas production taxes to school districts in each county referred to in subsection (2) as provided in subsections (4)(b) through (4)(d) and subject to the provisions of 20-9-310.

(b) The amount distributed to each K-12 district within the county is equal to oil and natural gas production taxes in the county multiplied by the ratio that oil and natural gas production taxes attributable to oil and natural gas production in the K-12 school district bear to total oil and natural

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gas production taxes attributable to total oil and natural gas production in the county and multiply that amount by the school district percentage figure for the county referred to in subsection (2)(a).

(c) For the amount to be distributed to each elementary school district and to each high school district under subsection (4)(d), the department shall first determine the amount of oil and natural gas production taxes in the high school district that is attributable to oil and natural gas production in each elementary school district that is located in whole or in part within the exterior boundaries of a high school district and multiply that amount by the school district percentage figure for the county referred to in subsection (2)(a).

(d) (i) The amount distributed to each elementary school district that is located in whole or in part within the exterior boundaries of a high school district is equal to the amount determined in subsection (4)(c) multiplied by the ratio that the total mills of the elementary school district bear to the sum of the total mills of the elementary school district and the total mills of the high school district.

(ii) The amount distributed to the high school district is equal to the amount determined in subsection (4)(c) multiplied by the ratio that the total mills of the high school district bear to the sum of the total mills of each elementary school district referred to in subsection (4)(c) and the total mills of the high school district.

(5) Oil and natural gas production taxes calculated for each school district under subsections (4)(b) through (4)(d) must be distributed to each school district as provided in 20-9-310.

(6) Subject to 20-9-310 and subsection (9) of this section, the department shall remit the amounts to be distributed in this section to the county treasurer by the following dates:

(a) On or before August 1 of each year, the department shall remit to the county treasurer oil and natural gas production tax payments received for the calendar quarter ending March 31 of the current year.

(b) On or before November 1 of each year, the department shall remit to the county treasurer oil and natural gas production tax payments received for the calendar quarter ending June 30 of the current year.

(c) On or before February 1 of each year, the department shall remit to the county treasurer oil and natural gas production tax payments received for the calendar quarter ending September 30 of the previous year.

(d) On or before May 1 of each year, the department shall remit to the county treasurer oil and natural gas production tax payments received for the calendar quarter ending December 31 of the previous year.

(7) The department shall distribute the funds received under 15-36-331(2)(b) to counties based on county oil and gas production. Of the distribution to a county, one-third must be distributed to the county government and two-thirds must be distributed to incorporated cities and towns within the county. If there is more than one incorporated city or town within the county, the city and town allocation must be distributed to the cities and towns based on their relative populations.

(8) The distributions to taxing units and to counties and incorporated cities and towns under this section are statutorily appropriated, as provided in 17-7-502, from the state special revenue fund.

(9) A payment required pursuant to this section may be withheld if, for more than 90 days, a local government fails to:

(a) file a financial report required by 15-1-504;

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(b) remit any amounts collected on behalf of the state as required by 15-1-504; or
(c) remit any other amounts owed to the state or another taxing jurisdiction. (Terminates
June 30, 2020--sec. 38, Ch. 400, L. 2013.)

15-36-332. (Effective July 1, 2020) Distribution of taxes to taxing units -- appropriation. (1) (a) By Except as provided by subsection (9), by the dates referred to in subsection (6), the department shall distribute oil and natural gas production taxes allocated under 15-36-331(3) to each eligible county.

(b) By Except as provided by subsection (9), by the dates referred to in subsection (6), the department shall distribute the amount deposited in the oil and gas natural resource distribution account under 15-36-331(2)(b) as provided in subsection (7) of this section.

(2) (a) Each county treasurer shall distribute the amount of oil and natural gas production taxes designated under subsection (1)(a), including the amounts referred to in subsection (2)(b), to the countywide elementary and high school retirement funds, countywide transportation funds, and eligible school districts according to the following schedule:

	Elementary Retirement	High School Retirement	Countywide Transportation	School Districts
Big Horn	14.81%	10.36%	2.99%	26.99%
Blaine	5.86%	2.31%	2.71%	24.73%
Carbon	3.6%	6.62%	1.31%	49.18%
Chouteau	8.1%	4.32%	3.11%	23.79%
Custer	6.9%	3.4%	1.19%	31.25%
Daniels	0	7.77%	3.92%	48.48%
Dawson	5.53%	2.5%	1.11%	35.6%
Fallon	0	7.63%	1.24%	42.58%
Fergus	7.88%	4.84%	2.08%	53.25%
Garfield	4.04%	3.13%	5.29%	26.19%
Glacier	11.2%	4.87%	3.01%	46.11%
Golden Valley	0	11.52%	2.77%	54.65%
Hill	6.7%	4.07%	1.59%	49.87%
Liberty	4.9%	4.56%	1.15%	35.22%
McCone	4.18%	3.19%	2.58%	43.21%
Musselshell	5.98%	4.07%	3.53%	32.17%

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Petroleum	0	11.92%	4.59%	55.48%
Phillips	0.43%	6.6%	1.08%	41.29%
Pondera	6.96%	5.06%	1.94%	45.17%
Powder River	3.96%	2.97%	4.57%	22.25%
Prairie	0	8.88%	1.63%	36.9%
Richland	4.1%	3.92%	2.26%	43.77%
Roosevelt	9.93%	7.37%	2.74%	40.94%
Rosebud	3.87%	2.24%	1.05%	72.97%
Sheridan	0	3.39%	2.22%	47.63%
Stillwater	6.87%	4.86%	1.63%	41.16%
Sweet Grass	6.12%	6.5%	2.4%	37.22%
Teton	6.88%	8.19%	3.8%	29.43%
Toole	2.78%	4.78%	1.3%	43.56%
Valley	2.26%	12.61%	4.63%	41.11%
Wibaux	0	4.1%	0.77%	31.46%
Yellowstone	7.98%	4.56%	1.07%	52.77%
All other counties	3.81%	7.84%	1.81%	41.04%

(b) (i) The county treasurer shall distribute 9.8% of the Custer County share to the countywide community college district in Custer County.

(ii) The county treasurer shall distribute 14.5% of the Dawson County share to the countywide community college district in Dawson County.

(3) The remaining oil and natural gas production taxes for each county must be used for the exclusive use and benefit of the county, including districts within the county established by the county.

(4) (a) The county treasurer shall distribute oil and natural gas production taxes to school districts in each county referred to in subsection (2) as provided in subsections (4)(b) through (4)(d).

(b) The amount distributed to each K-12 district within the county is equal to oil and natural gas production taxes in the county multiplied by the ratio that oil and natural gas production taxes attributable to oil and natural gas production in the K-12 school district bear to total oil and natural gas production taxes attributable to total oil and natural gas production in the county and multiply that amount by the school district percentage figure for the county referred to in subsection (2)(a).

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(c) For the amount to be distributed to each elementary school district and to each high school district under subsection (4)(d), the department shall first determine the amount of oil and natural gas taxes in the high school district that is attributable to oil and natural gas production in each elementary school district that is located in whole or in part within the exterior boundaries of a high school district and multiply that amount by the school district percentage figure for the county referred to in subsection (2)(a).

(d) (i) The amount distributed to each elementary school district that is located in whole or in part within the exterior boundaries of a high school district is equal to the amount determined in subsection (4)(c) multiplied by the ratio that the total mills of the elementary school district bear to the sum of the total mills of the elementary school district and the total mills of the high school district.

(ii) The amount distributed to the high school district is equal to the amount determined in subsection (4)(c) multiplied by the ratio that the total mills of the high school district bear to the sum of the total mills of each elementary school district referred to in subsection (4)(c) and the total mills of the high school district.

(5) (a) Oil and natural gas production taxes calculated for each school district under subsections (4)(b) through (4)(d) must be distributed to each school district in the relative proportion of the mill levy for each fund.

(b) If a distribution under subsection (5)(a) exceeds the total budget for a school district fund, the board of trustees of an elementary or high school district may reallocate the excess to any budgeted fund of the school district.

(6) The Except as provided by subsection (9), the department shall remit the amounts to be distributed in this section to the county treasurer by the following dates:

(a) On or before August 1 of each year, the department shall remit to the county treasurer oil and natural gas production tax payments received for the calendar quarter ending March 31 of the current year.

(b) On or before November 1 of each year, the department shall remit to the county treasurer oil and natural gas production tax payments received for the calendar quarter ending June 30 of the current year.

(c) On or before February 1 of each year, the department shall remit to the county treasurer oil and natural gas production tax payments received for the calendar quarter ending September 30 of the previous year.

(d) On or before May 1 of each year, the department shall remit to the county treasurer oil and natural gas production tax payments received for the calendar quarter ending December 31 of the previous year.

(7) The department shall distribute the funds received under 15-36-331(2)(b) to counties based on county oil and gas production. Of the distribution to a county, one-third must be distributed to the county government and two-thirds must be distributed to incorporated cities and towns within the county. If there is more than one incorporated city or town within the county, the city and town allocation must be distributed to the cities and towns based on their relative populations.

(8) The distributions to taxing units and to counties and incorporated cities and towns under this section are statutorily appropriated, as provided in 17-7-502, from the state special revenue fund.

(9) A payment required pursuant to this section may be withheld if, for more than 90 days, a local government fails to:

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- (a) file a financial report required by 15-1-504;
- (b) remit any amounts collected on behalf of the state as required by 15-1-504; or
- (c) remit any other amounts owed to the state or another taxing jurisdiction."

Insert: "Section 7. Section 15-37-117, MCA, is amended to read:

"15-37-117. (Temporary) Disposition of metalliferous mines license taxes. (1) Metalliferous mines license taxes collected under the provisions of this part must, in accordance with the provisions of 17-2-124, be allocated as follows:

- (a) to the credit of the general fund of the state, 47% of total collections each year;
- (b) to the state special revenue fund to the credit of the hard-rock mining impact trust account established in 90-6-304(2), 2.5% of total collections each year;
- (c) to the hard-rock mining reclamation debt service fund established in 82-4-312, 8.5% of total collections each year;

(d) to the natural resources operations state special revenue account established in 15-38-301, 7% of total collections each year; and

(e) within 60 days of the date the tax is payable pursuant to 15-37-105, to the county or counties identified as experiencing fiscal and economic impacts, resulting in increased employment or local government costs, under an impact plan for a large-scale mineral development prepared and approved pursuant to 90-6-307, in direct proportion to the fiscal and economic impacts determined in the plan or, if an impact plan has not been prepared, to the county in which the mine is located, 35% of total collections each year, to be allocated by the county commissioners as follows:

(i) not less than 37.5% to the county hard-rock mine trust account established in 7-6-2225; and

(ii) all money not allocated to the account pursuant to subsection (1)(e)(i) to be further allocated as follows:

(A) 33 1/3% is allocated to the county for general planning functions or economic development activities as described in 7-6-2225(3)(c) through (3)(e);

(B) 33 1/3% is allocated to the elementary school districts within the county that have been affected by the development or operation of the metal mine; and

(C) 33 1/3% is allocated to the high school districts within the county that have been affected by the development or operation of the metal mine.

(2) When an impact plan for a large-scale mineral development approved pursuant to 90-6-307 identifies a jurisdictional revenue disparity, the county shall distribute the proceeds allocated under subsection (1)(e) in a manner similar to that provided for property tax sharing under Title 90, chapter 6, part 4.

(3) The department shall return to the county in which metals are produced the tax collections allocated under subsection (1)(e). The allocation to the county described by subsection (1)(e) is a statutory appropriation pursuant to 17-7-502.

(4) A payment required pursuant to this section may be withheld if, for more than 90 days, a local government fails to:

- (a) file a financial report required by 15-1-504;
- (b) remit any amounts collected on behalf of the state as required by 15-1-504; or
- (c) remit any other amounts owed to the state or another taxing jurisdiction. (Terminates

June 30, 2027--sec. 5, Ch. 387, L. 2015.)

15-37-117. (Effective July 1, 2027) Disposition of metalliferous mines license taxes.

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(1) Metalliferous mines license taxes collected under the provisions of this part must, in accordance with the provisions of 17-2-124, be allocated as follows:

- (a) to the credit of the general fund of the state, 57% of total collections each year;
- (b) to the state special revenue fund to the credit of a hard-rock mining impact trust account, 2.5% of total collections each year;
- (c) to the hard-rock mining reclamation debt service fund established in 82-4-312, 8.5% of total collections each year;
- (d) to the natural resources operations state special revenue account established in 15-38-301, 7% of total collections each year; and
- (e) within 60 days of the date the tax is payable pursuant to 15-37-105, to the county or counties identified as experiencing fiscal and economic impacts, resulting in increased employment or local government costs, under an impact plan for a large-scale mineral development prepared and approved pursuant to 90-6-307, in direct proportion to the fiscal and economic impacts determined in the plan or, if an impact plan has not been prepared, to the county in which the mine is located, 25% of total collections each year, to be allocated by the county commissioners as follows:

- (i) not less than 37.5% to the county hard-rock mine trust account established in 7-6-2225; and

- (ii) all money not allocated to the account pursuant to subsection (1)(e)(i) to be further allocated as follows:

- (A) 33 1/3% is allocated to the county for general planning functions or economic development activities as described in 7-6-2225(3)(c) through (3)(e);

- (B) 33 1/3% is allocated to the elementary school districts within the county that have been affected by the development or operation of the metal mine; and

- (C) 33 1/3% is allocated to the high school districts within the county that have been affected by the development or operation of the metal mine.

(2) When an impact plan for a large-scale mineral development approved pursuant to 90-6-307 identifies a jurisdictional revenue disparity, the county shall distribute the proceeds allocated under subsection (1)(e) in a manner similar to that provided for property tax sharing under Title 90, chapter 6, part 4.

(3) The department shall return to the county in which metals are produced the tax collections allocated under subsection (1)(e). The allocation to the county described by subsection (1)(e) is a statutory appropriation pursuant to 17-7-502.

(4) A payment required pursuant to this section may be withheld if, for more than 90 days, a local government fails to:

- (a) file a financial report required by 15-1-504;

- (b) remit any amounts collected on behalf of the state as required by 15-1-504; or

- (c) remit any other amounts owed to the state or another taxing jurisdiction."

Insert: "Section 8. Section 15-39-110, MCA, is amended to read:

"15-39-110. Distribution of taxes. (1) (a) For each semiannual period, the department shall determine the amount of tax, late payment interest, and penalties collected under this part from bentonite mines that produced bentonite before January 1, 2005. The tax is distributed as provided in subsections (2) through (9).

(b) For each semiannual period, the department shall determine the amount of tax, late payment interest, and penalties collected under this part from bentonite mines that first began

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producing bentonite after December 31, 2004. The tax is distributed as provided in subsection (10).

(2) The percentage of the tax determined under subsection (1)(a) and specified in subsections (3) through (9) is allocated according to the following schedule:

(a) 2.33% to the state special revenue fund to be appropriated to the Montana university system for the purposes of the state tax levy as provided in 15-10-108;

(b) 18.14% to the state general fund to be appropriated for the purposes of the tax levies as provided in 20-9-331, 20-9-333, and 20-9-360;

(c) 3.35% to Carbon County to be distributed in proportion to current fiscal year mill levies in the taxing jurisdictions in which production occurs, except a distribution may not be made for county and state levies under 15-10-108, 20-9-331, 20-9-333, and 20-9-360; and

(d) 76.18% to Carter County to be distributed in proportion to current fiscal year mill levies in the taxing jurisdictions in which production occurs, except a distribution may not be made for county and state levies under 15-10-108, 20-9-331, 20-9-333, and 20-9-360.

(3) For the production of bentonite occurring after December 31, 2008, and before January 1, 2010, 60% of the tax determined under subsection (1)(a) must be distributed as provided in subsection (2) and 40% must be distributed as provided in subsection (10).

(4) For the production of bentonite occurring after December 31, 2009, and before January 1, 2011, 50% of the tax determined under subsection (1)(a) must be distributed as provided in subsection (2) and 50% must be distributed as provided in subsection (10).

(5) For the production of bentonite occurring after December 31, 2010, and before January 1, 2012, 40% of the tax determined under subsection (1)(a) must be distributed as provided in subsection (2) and 60% must be distributed as provided in subsection (10).

(6) For the production of bentonite occurring after December 31, 2011, and before January 1, 2013, 30% of the tax determined under subsection (1)(a) must be distributed as provided in subsection (2) and 70% must be distributed as provided in subsection (10).

(7) For the production of bentonite occurring after December 31, 2012, and before January 1, 2014, 20% of the tax determined under subsection (1)(a) must be distributed as provided in subsection (2) and 80% must be distributed as provided in subsection (10).

(8) For the production of bentonite occurring after December 31, 2013, and before January 1, 2015, 10% of the tax determined under subsection (1)(a) must be distributed as provided in subsection (2) and 90% must be distributed as provided in subsection (10).

(9) For the production of bentonite occurring in tax years beginning after December 31, 2014, 100% of the tax determined under subsection (1)(a) must be distributed as provided in subsection (10).

(10) For the production of bentonite, 100% of the tax determined under subsection (1)(b) and the distribution percentages determined under subsections (3) through (9) are allocated according to the following schedule:

(a) 1.30% to the state special revenue fund to be appropriated to the Montana university system for the purposes of the state tax levy as provided in 15-10-108;

(b) 20.75% to the state general fund to be appropriated for the purposes of the tax levies as provided in 20-9-331, 20-9-333, and 20-9-360;

(c) 77.95% to the county in which production occurred to be distributed in proportion to current fiscal year mill levies in the taxing jurisdictions in which production occurs, except a distribution may not be made for county and state levies under 15-10-108, 20-9-331, 20-9-333, and 20-9-360.

(11) ~~The~~ Except as provided by subsection (14), the department shall remit the amounts

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to be distributed in this section to the county treasurer by the following dates:

(a) On or before October 1 of each year, the department shall remit the county's share of bentonite production tax payments received for the semiannual period ending June 30 of the current year to the county treasurer.

(b) On or before April 1 of each year, the department shall remit the county's share of bentonite production tax payments received to the county treasurer for the semiannual period ending December 31 of the previous year.

(12) (a) The department shall also provide to each county the amount of gross yield of value from bentonite, including royalties, for the previous calendar year. Thirty-three and one-third percent of the gross yield of value must be treated as taxable value for determining school district debt limits under 20-9-406.

(b) The percentage amount of the gross yield of value determined under subsection (12)(a) must be treated as assessed value under 15-8-111 for the purposes of local government debt limits and other bonding provisions as provided by law.

(13) The bentonite tax proceeds are statutorily appropriated, as provided in 17-7-502, to the department for distribution as provided in this section.

(14) A payment required pursuant to this section may be withheld if, for more than 90 days, a local government fails to:

(a) file a financial report required by 15-1-504;

(b) remit any amounts collected on behalf of the state as required by 15-1-504; or

(c) remit any other amounts owed to the state or another taxing jurisdiction.""

8. Page 8, line 1 through page 10, line 4.

Strike: section 5 in its entirety

Renumber: subsequent sections

9. Page 10, line 5.

Insert: "Section 9. Section 20-9-310, MCA, is amended to read:

"20-9-310. (Temporary) Oil and natural gas production taxes for school districts -- allocation and limits. (1) Except as provided in subsection (6), the maximum amount of oil and natural gas production taxes that a school district may retain is 130% of the school district's maximum budget, determined in accordance with 20-9-308.

(2) Upon receipt of school district budget reports required under 20-9-134, the superintendent of public instruction shall provide the department of revenue with a list reporting the maximum general fund budget for each school district.

(3) ~~The Except as provided by 15-36-332(9),~~ the department of revenue shall make the full quarterly distribution of oil and natural gas production taxes as required under 15-36-332(6) until the amount distributed reaches the limitation in subsection (1) of this section. The department of revenue shall deposit any amount exceeding the limitation in subsection (1) in the state school oil and natural gas distribution account provided for in 20-9-520.

(4) (a) By the last day of the month immediately following the month in which the quarterly distribution of oil and natural gas production taxes in subsection (3) is made, the office of public instruction shall distribute any amount of oil and natural gas production taxes exceeding the limitation in subsection (1) based on allocations determined by the department of revenue pursuant to subsection (3) to school districts that are directly impacted by oil and natural gas development,

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but that receive insufficient oil and natural gas revenue to address the oil and natural gas development impacts. The office of public instruction shall adopt administrative rules to establish a process, criteria, and a mechanism for distribution under this subsection (4), using the negotiated rulemaking process set forth in the Montana Negotiated Rulemaking Act, Title 2, chapter 5, part 1.

(b) In developing administrative rules, the office of public instruction shall establish two independent negotiated rulemaking committees to consider issues for the purpose of reaching a consensus to develop proposed rules for the distribution of the funds under this subsection (4).

(c) The members of the first negotiated rulemaking committee appointed by the office of public instruction must include public school officials and public school employees from school districts that are located in or are immediately adjacent to a county in which oil and natural gas production taxes are generated and professional organizations representing these public school officials and employees. This committee shall transmit proposed rules regarding distribution of 50% of the funds available under this subsection (4) in accordance with 2-5-108.

(d) The members of the second negotiated rulemaking committee appointed by the office of public instruction must include public school officials and public school employees from school districts around the state and professional organizations representing these public school officials and employees. This committee shall transmit proposed rules regarding the distribution of the remaining 50% of the funds available under this subsection (4) in accordance with 2-5-108.

(5) (a) Subject to the limitation in subsection (1) and the conditions in subsection (5)(b), the trustees shall budget and allocate the oil and natural gas production taxes anticipated by the district in any budgeted fund at the discretion of the trustees. Oil and natural gas production taxes allocated to the district general fund may be applied to the BASE or over-BASE portions of the general fund budget at the discretion of the trustees.

(b) Except as provided in subsection (5)(c), if the trustees apply an amount less than 12.5% of the total oil and natural gas production taxes received by the district in the prior school fiscal year to the district's general fund BASE budget for the upcoming school fiscal year, then:

(i) the trustees shall levy the number of mills required to raise an amount equal to the difference between 12.5% of the oil and natural gas production taxes received by the district in the prior school fiscal year and the amount of oil and natural gas production taxes the trustees budget in the district's general fund BASE budget for the upcoming school fiscal year;

(ii) the mills levied under subsection (5)(b)(i) are not eligible for the guaranteed tax base subsidy under the provisions of 20-9-366 through 20-9-369; and

(iii) the general fund BASE budget levy requirement calculated in 20-9-141 must be calculated as though the trustees budgeted 12.5% of the oil and natural gas production taxes received by the district in the prior year and the number of mills calculated in subsection (5)(b)(i) must be added to the number of mills calculated in 20-9-141(2).

(c) The provisions of subsection (5)(b) do not apply to the following:

(i) a district that has a maximum general fund budget of less than \$1 million;

(ii) a district whose oil and natural gas revenue combined with its adopted general fund budget totals 105% or less of its maximum general fund budget;

(iii) a district that has a maximum general fund budget of \$1 million or more and has had an unusual enrollment increase approved by the superintendent of public instruction as provided in 20-9-314 in the year immediately preceding the fiscal year to which the provisions of this subsection (5) would otherwise apply; or

(iv) a district that has issued outstanding oil and natural gas revenue bonds. Funds received

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pursuant to this section must first be applied by the district to payment of debt service obligations for oil and natural gas revenue bonds for the next 12-month period.

(6) The limit on oil and natural gas production taxes that a school district may retain under subsection (1) must be increased for any school district with an unusual enrollment increase approved by the superintendent of public instruction as provided in 20-9-314. The increase in the limit on oil and natural gas production taxes that a school district may retain under subsection (1) applies in the year immediately following the fiscal year in which the office of public instruction has approved the district's unusual enrollment increase and must be calculated by multiplying \$45,000 times each additional ANB approved by the superintendent of public instruction as provided in 20-9-314.

(7) In any year in which the actual oil and natural gas production taxes received by a school district are less than 50% of the total oil and natural gas production taxes received by the district in the prior year, the district may transfer money from any budgeted fund to its general fund in an amount not to exceed the amount of the shortfall. (Terminates June 30, 2019--sec. 7, Ch. 433, L. 2015.)

20-9-310. (Effective July 1, 2019) Oil and natural gas production taxes for school districts -- allocation and limits. (1) Except as provided in subsection (6), the maximum amount of oil and natural gas production taxes that a school district may retain is 130% of the school district's maximum budget, determined in accordance with 20-9-308.

(2) Upon receipt of school district budget reports required under 20-9-134, the superintendent of public instruction shall provide the department of revenue with a list reporting the maximum general fund budget for each school district.

(3) ~~The~~ Except as provided by 15-36-332(9), the department of revenue shall make the full quarterly distribution of oil and natural gas production taxes as required under 15-36-332(6) until the amount distributed reaches the limitation in subsection (1) of this section. The department of revenue shall deposit any amount exceeding the limitation in subsection (1) in the state school oil and natural gas distribution account provided for in 20-9-520.

(4) By the last day of the month immediately following the month in which the quarterly distribution of oil and natural gas production taxes in subsection (3) is made, the office of public instruction shall distribute any amount of oil and natural gas production taxes exceeding the limitation in subsection (1) based on allocations determined by the department of revenue pursuant to subsection (3) as follows:

(a) 70% of the retained amount must be deposited in the guarantee account provided for in 20-9-622;

(b) 5% of the retained amount must be deposited in the state school oil and natural gas impact account provided for in 20-9-517; and

(c) 25% of the retained amount must be distributed to the counties in proportion to a county's oil and natural gas production taxes for the preceding 3 years compared to the total of all counties' oil and natural gas production taxes for the preceding 3 years. Funds distributed must be deposited in a county's county school oil and natural gas impact fund provided for in 20-9-518.

(5) (a) Subject to the limitation in subsection (1) and the conditions in subsection (5)(b), the trustees shall budget and allocate the oil and natural gas production taxes anticipated by the district in any budgeted fund at the discretion of the trustees. Oil and natural gas production taxes allocated to the district general fund may be applied to the BASE or over-BASE portions of the

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general fund budget at the discretion of the trustees.

(b) Except as provided in subsection (5)(c), if the trustees apply an amount less than 12.5% of the total oil and natural gas production taxes received by the district in the prior school fiscal year to the district's general fund BASE budget for the upcoming school fiscal year, then:

(i) the trustees shall levy the number of mills required to raise an amount equal to the difference between 12.5% of the oil and natural gas production taxes received by the district in the prior school fiscal year and the amount of oil and natural gas production taxes the trustees budget in the district's general fund BASE budget for the upcoming school fiscal year;

(ii) the mills levied under subsection (5)(b)(i) are not eligible for the guaranteed tax base subsidy under the provisions of 20-9-366 through 20-9-369; and

(iii) the general fund BASE budget levy requirement calculated in 20-9-141 must be calculated as though the trustees budgeted 12.5% of the oil and natural gas production taxes received by the district in the prior year and the number of mills calculated in subsection (5)(b)(i) must be added to the number of mills calculated in 20-9-141(2).

(c) The provisions of subsection (5)(b) do not apply to the following:

(i) a district that has a maximum general fund budget of less than \$1 million;

(ii) a district whose oil and natural gas revenue combined with its adopted general fund budget totals 105% or less of its maximum general fund budget;

(iii) a district that has a maximum general fund budget of \$1 million or more and has had an unusual enrollment increase approved by the superintendent of public instruction as provided in 20-9-314 in the year immediately preceding the fiscal year to which the provisions of this subsection (5) would otherwise apply; or

(iv) a district that has issued outstanding oil and natural gas revenue bonds. Funds received pursuant to this section must first be applied by the district to payment of debt service obligations for oil and natural gas revenue bonds for the next 12-month period.

(6) The limit on oil and natural gas production taxes that a school district may retain under subsection (1) must be increased for any school district with an unusual enrollment increase approved by the superintendent of public instruction as provided in 20-9-314. The increase in the limit on oil and natural gas production taxes that a school district may retain under subsection (1) applies in the year immediately following the fiscal year in which the office of public instruction has approved the district's unusual enrollment increase and must be calculated by multiplying \$45,000 times each additional ANB approved by the superintendent of public instruction as provided in 20-9-314.

(7) In any year in which the actual oil and natural gas production taxes received by a school district are less than 50% of the total oil and natural gas production taxes received by the district in the prior year, the district may transfer money from any budgeted fund to its general fund in an amount not to exceed the amount of the shortfall."

Renumber: subsequent sections

10. Page 10, line 11.

Strike: "on passage and approval"

Insert: "July 1, 2017"

And, as amended, do pass. Report adopted.

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HB 520, do pass. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):
HB 388, introduced bill, be amended as follows:

2/24/2017

1. Title, page 1, line 4 through line 6.
Strike: the first "REVISING" on line 4 through "OPERATION;" on line 6

2. Title, page 1, line 8.
Strike: "COUNTY ELECTION OFFICE"
Insert: "IRRIGATION DISTRICT"

3. Title, page 1, line 9.
Following: "PROVIDED"
Insert: "TO THE COUNTY ELECTION OFFICE"
Strike: "AND"

4. Title, page 1, line 9 through line 10.
Strike: "SECTIONS" on line 9 through "AND" on line 10
Insert: "SECTION"

5. Title, page 1, line 10.
Following: "MCA"
Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

6. Page 1, line 14 through line 24.
Strike: section 1 in its entirety
Renumber: subsequent section

7. Page 1, line 29.
Strike: "."

8. Page 1, line 30.
Strike: "(i) all individuals having the qualifications of"
Insert: "if, except as provided in subsection (1)(b), they are qualified"
Renumber: subsequent subsections

9. Page 2, line 1.
Following: "state"
Strike: "."
Insert: "."

10. Page 2, line 14.
Strike: "at their discretion may"
Insert: "shall"

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11. Page 2, line 17.

Strike: "co-owner or by an agent"

Insert: "individual"

12. Page 2, line 29 through page 3, line 1.

Strike: subsection (5)(a) in its entirety

Insert: "(5) (a) Each holder of the title or evidence of title to irrigable land within the district who is qualified as an elector under subsection (1)(a) shall provide notice to the irrigation district in which the land is located designating the individual who will be voting in the election with respect to the irrigable land. If there is a change in the designation, a new notice must be provided to the irrigation district."

13. Page 3, line 3 through line 4.

Strike: "special" on line 3 through "mailed" on line 4

Insert: "the election"

14. Page 3.

Following: line 4

Insert: "NEW SECTION. Section 2. One-time notification requirement. By December 31, 2017, the district shall notify each holder of a title or evidence of title to irrigable land within the district concerning the requirements under 85-7-1710(5)(a)."

Insert: "NEW SECTION. Section 3. Effective date. [This act] is effective on passage and approval."

And, as amended, do pass. Report adopted.

HB 401, introduced bill, be amended as follows:

2/23/2017

1. Title, page 1, line 8.

Following: "13-37-205,"

Insert: "AND"

Strike: "13-37-226, AND 13-37-228,"

2. Page 1, line 13.

Following: "**elections.**"

Insert: "Except as provided in 13-37-226(3):"

Strike: "A"

Insert: "a"

3. Page 1, line 14.

Strike: "."

Insert: "; and"

4. Page 1, line 15.

Strike: "A"

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Insert: "a"

5. Page 3, line 25.

Strike: "if" through "issue"

Insert: "unless that activity or communication mentions or depicts a voting position, candidate, or ballot issue"

6. Page 9, line 26 through page 12, line 24.

Strike: section 6 through section 7 in their entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 439, do pass. Report adopted.

HB 447, do pass. Report adopted.

2/24/2017

HB 448, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: "NONPARTISAN"

Insert: "OR FROM NONPARTISAN TO PARTISAN"

2. Page 1, line 27.

Following: "nonpartisan basis"

Insert: "or from being conducted on a nonpartisan basis to being conducted on a partisan basis"

And, as amended, do pass. Report adopted.

HB 501, do pass. Report adopted.

2/23/2017

MESSAGES FROM THE SENATE

February 24, 2017

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Austin Knudsen
Speaker of the House

Mr. Speaker, the Senate is working towards being able to adjourn for the transmittal recess on Friday, February 24. Pursuant to Article V, Section 10(5) of the Montana Constitution. I am requesting the consent of the House of Representatives for the Senate to adjourn on Friday, which is more than three calendar days before the 45th day.

Sincerely,
Scott Sales
President of the Senate

Representative G. Hertz motioned to allow the Senate to adjourn Friday, February 24th. Without objection, so ordered.

Senate bills passed and transmitted to the House for concurrence: 2/22/2017

SB 92, introduced by Olszewski
SB 99, introduced by C. Smith
SB 143, introduced by Lang
SB 155, introduced by Lang
SB 182, introduced by Lang
SB 206, introduced by Osmundson
SB 212, introduced by Cohenour
SB 216, introduced by Thomas
SB 226, introduced by Cohenour
SB 227, introduced by Cohenour
SB 231, introduced by R. Webb

Senate bills passed and transmitted to the House for concurrence: 2/23/2017

SB 198, introduced by Caferro
SB 199, introduced by Caferro
SB 213, introduced by Cohenour
SB 219, introduced by Buttrey
SB 224, introduced by Malek
SB 228, introduced by Ankney
SB 243, introduced by Connell
SB 252, introduced by Blasdel
SB 291, introduced by Facey
SB 301, introduced by D. Brown

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

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HB 119, introduced by Berglee

HB 247, introduced by Dudik

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 567, introduced by M. Dunwell, K. Abbott, D. Barrett, J. Cohenour, J. Ellis, J. Hamilton, G. Kipp, S. Malek, referred to Taxation.

HB 568, introduced by K. White, referred to Fish, Wildlife and Parks.

HB 569, introduced by T. Jacobson, referred to Judiciary.

HB 570, introduced by W. Curdy, D. Salomon, referred to Business and Labor.

The following Senate bills were read first time, and referred to committees:

SB 92, introduced by A. Olszewski, referred to Human Services.

SB 99, introduced by C. Smith, referred to Judiciary.

SB 143, introduced by M. Lang, referred to State Administration.

SB 155, introduced by M. Lang, referred to Agriculture.

SB 182, introduced by M. Lang, referred to Transportation.

SB 198, introduced by M. Caferro, referred to Human Services.

SB 199, introduced by M. Caferro, referred to Human Services.

SB 206, introduced by R. Osmundson, referred to State Administration.

SB 212, introduced by J. Cohenour, referred to Business and Labor.

SB 213, introduced by J. Cohenour, referred to Fish, Wildlife and Parks.

SB 216, introduced by F. Thomas, referred to Business and Labor.

SB 219, introduced by E. Buttrey, referred to Business and Labor.

SB 224, introduced by S. Malek, referred to Local Government.

SB 226, introduced by J. Cohenour, referred to Education.

SB 227, introduced by J. Cohenour, referred to Education.

SB 228, introduced by D. Ankney, referred to Judiciary.

SB 231, introduced by R. Webb, referred to Transportation.

SB 252, introduced by M. Blasdel, referred to Taxation.

SB 291, introduced by T. Facey, referred to Business and Labor.

SB 301, introduced by D. Brown, referred to State Administration.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

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Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Berglee in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 338 - Representative A. Knudsen moved **HB 338** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Stewart-Per.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 345 - Representative Custer moved **HB 345** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

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Nays: Stewart-Per.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 372 - Representative Doane moved **HB 372** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Dunwell, Olsen, Stewart-Per.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Court present at this time.

HB 376 - Representative Windy Boy moved **HB 376** do pass.

HB 376 - Representative Brodehl moved for cloture. Motion carried. Motion carried as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Woods, Zolnikov, Mr.

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Speaker.

Total 83

Nays: Bachmeier, Bennett, Court, Curtis, Dudik, Fern, Funk, Hayman, Karjala, Morigeau, Olsen, Price, Ryan, Smith, Webber, Windy Boy.

Total 16

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 376 - Do pass motion for **HB 376** carried as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 57

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Swanson, Webber, Woods.

Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 406 - Representative G. Hertz moved **HB 406** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 57

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Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 409 - Representative Z. Brown moved **HB 409** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Court, Curtis, Dudik, Dunwell, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Greef, Hamilton, Hamlett, Harris, Hill-Smith, Hopkins, Jacobson, Karjala, Kelker, Kipp III, Knokey, Lynch, Mandeville, McConnell, Morigeau, Mortensen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Skees, Smith, Staffanson, Stewart-Per, Swanson, Usher, Vinton, Webber, Welch, Windy Boy, Woods.

Total 53

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cook, Cuffe, Curdy, Custer, Doane, Eck, Ehli, Flynn, Galt, Garner, Glimm, Grubbs, Gunderson, Hayman, A Hertz, G Hertz, Holmlund, Jones, Keane, C Knudsen, Lavin, Lenz, Loge, Manzella, McCarthy, McKamey, Noland, O'Hara, Olsen, Redfield, Regier, Rosendale, Shaw, Trebas, Tschida, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 47

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 415 - Representative Morigeau moved **HB 415** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bartel, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webber, Welch, Windy Boy, Woods, Zolnikov.

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Total 69

Nays: Anderson, Ballance, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Custer, Doane, Galloway, Harris, Holmlund, Jacobson, Keane, Lenz, Lynch, Mandeville, Mortensen, Noland, O'Hara, Patelis, Regier, Rosendale, Schreiner, Skees, Tschida, Wagoner, Webb, White, Mr. Speaker.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 416 - Representative Greef moved **HB 416** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Stewart-Per.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 421 - Representative Brodehl moved **HB 421** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell,

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McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Stewart-Per.

Total 1

Excused: None.

Total 0

Absent or not voting: Staffanson.

Total 1

HB 490 - Representative Fern moved **HB 490** do pass. Motion **failed** as follows:

Yeas: Anderson, Beard, Berglee, Brodehl, Burnett, Cuffe, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galt, Garner, Greef, Grubbs, Harris, A Hertz, G Hertz, C Knudsen, Lavin, Lenz, Loge, Mandeville, Regier, Ricci, Rosendale, Sales, Smith, Staffanson, Trebas, Vinton, Webb, Windy Boy, Zolnikov, Mr. Speaker.

Total 36

Nays: Abbott, Bachmeier, Ballance, Bartel, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Galloway, Glimm, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ryan, Shaw, Skees, Stewart-Per, Swanson, Tschida, Usher, Wagoner, Webber, Welch, White, Woods.

Total 63

Excused: None.

Total 0

Absent or not voting: Schreiner.

Total 1

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Berglee moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz,

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Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 95

Nays: Bennett, Peppers, Smith, Woods.

Total 4

Excused: None.

Total 0

Absent or not voting: Kipp III

Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 137 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 82

Nays: Brodehl, B. Brown, Doane, Flynn, Glimm, Hopkins, Mandeville, Mortensen, Noland, O'Hara, Redfield, Regier, Skees, Staffanson, Wagoner, White, Zolnikov.

Total 17

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 142 passed as follows:

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Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Usher, Webber, Welch, Windy Boy, Woods.

Total 50

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Tschida, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 49

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 407 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Dunwell, Olsen, Peppers, Regier.

Total 4

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 455 passed as follows:

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Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 456 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Olsen, Smith.

Total 2

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 470 passed as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: McCarthy, Olsen, Ryan.

Total 3

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 474 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Burnett, Lenz, McKamey, Noland, Tschida, Windy Boy.

Total 6

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 482 passed as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Kipp III.
Total 1

HB 492 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 98

Nays: Zolnikov.
Total 1

Excused: None.
Total 0

Absent or not voting: Kipp III.
Total 1

HB 507 passed as follows:

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Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 84

Nays: Bachmeier, Dunwell, Eck, Ellis, Funk, Hamilton, Hayman, Karjala, Kelker, Olsen, Peppers, Price, Ryan, Smith, Woods.

Total 15

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 510 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 97

Nays: Olsen, Zolnikov.

Total 2

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

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JUDICIARY (Doane, Chair):

2/24/2017

HB 303, introduced bill, be amended as follows:

1. Title, page 1, line 10.

Strike: "AND"

Insert: ", "

Following: "APPLICABILITY DATE"

Insert: ", AND A TERMINATION DATE"

2. Page 1, line 14.

Following: "(1)"

Strike: "There"

Insert: "Within existing resources, there"

3. Page 1, line 20.

Strike: subsection (ii) in its entirety

Renumber: subsequent subsections

4. Page 1, line 26.

Strike: "parent"

Following: "was a"

Insert: "former"

5. Page 2, line 6.

Strike: subsection (vi) in its entirety

Renumber: subsequent subsections

6. Page 2, line 7.

Following: "disabilities;"

Insert: "and"

7. Page 2, line 8 through line 9.

Following: "youth" on line 8

Strike: "; and" on line 8 through "work" on line 9

8. Page 2, line 10.

Strike: "but may"

Insert: "and may not"

9. Page 2, line 15.

Following: "(1)"

Strike: "The"

Insert: "Within existing resources, the"

10. Page 13, line 9.

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Following: line 9

Insert: "NEW SECTION. Section 12. Termination. [Sections 1 through 9] terminate September 30, 2021."

And, as amended, do pass. Report adopted.

MOTIONS

Representative Ehli moved to re-refer **HB 372** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 376** to the Appropriations Committee. Without objection, so ordered.

Representative Funk moved **HB 253** be taken from the Education Committee and placed on second reading on the 42nd legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 58

Excused: None.
Total 0

Absent or not voting: Kipp III.
Total 1

Representative Olsen moved that **HB 229** be taken from Business and Labor and placed on second reading on the 42nd legislative day.

Motion **failed** as follows:

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Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

Representative Manzella rose on a **Point of Personal Privilege** to apologize for using personal names during her discussion on February 14th. "It bothered me, violated trust and diminished my own credibility in the eyes of the body. For that I am sincerely sorry."

Representative Redfield rose on a **Point of Personal Privilege** for an apology. "I apologize for my attempted humor. Not everybody is privy to the Agriculture Committee's degree of lightness on some of the bills."

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 8:00 a.m., Saturday, February 25,

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2017. Motion carried.

House adjourned at 3:15 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FORTY-SECOND LEGISLATIVE DAY**

Helena, Montana
February 25, 2017

House Chambers
State Capitol

House convened at 8:00 a.m. Mr. Speaker presiding. Invocation by Representative Holmlund. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Berglee, Kipp III, excused. Quorum present.

BILLS (Ricci, Chair):

2/25/2017

Correctly printed: **HB 70, HB 338, HB 345, HB 358, HB 372, HB 376, HB 387, HB 406, HB 409, HB 415, HB 416, HB 421, HB 439, HB 444, HB 447, HB 450, HB 496, HB 501, HB 515, HB 519, HB 520, HB 521, HB 523, HB 531, HB 541, HB 544, HB 567, HB 568, HB 569, HB 570.**

Correctly engrossed: **HB 17, HB 97, HB 133, HB 151, HB 291, HB 303, HB 352, HB 385, HB 388, HB 401, HB 402, HB 422, HB 430, HB 434, HB 443, HB 448, HB 449, HB 462, HB 491, HB 539.**

Transmitted to the Senate: **HB 70, HB 142, HB 338, HB 345, HB 387, HB 406, HB 415, HB 416, HB 421.**

Signed by the Speaker at 11:00 a.m., February 25, 2017: **HB 232.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

2/24/2017

HB 372, do pass. Report adopted.

HB 376, do pass. Report adopted.

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair):

2/24/2017

HB 475, introduced bill, be amended as follows:

1. Page 1, line 12 through line 14.

Strike: "If" on line 12 through "must" on line 14

Insert: "At any time considered to be in the public interest and appropriate, the commission may require that a public utility"

Following: "case"

Insert: "."

2. Page 1, line 14 through line 15.

Strike: "or some" on line 14 through "commission." on line 15

And, as amended, do pass. Report adopted.

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HUMAN SERVICES (Wagoner, Chair):
HB 458, do pass. Report adopted.

2/24/2017

HB 400, introduced bill, be amended as follows:

1. Page 2, line 7.

Following: "(1)"

Insert: "(a)"

2. Page 2, line 8.

Following: "request"

Insert: "from a patient or a patient's agent"

Following: "available to"

Strike: "a"

Insert: "the"

3. Page 1, line 9.

Following: "agent"

Strike: ", in written or"

Insert: "an"

Following: "electronic"

Strike: "form,"

Insert: "copy of"

4. Page 2, line 10.

Following: "shall provide"

Insert: "an electronic copy of"

5. Page 2.

Following: line 11

Insert: "(b) A patient or the patient's agent may request a written copy of the chargemaster or billed charges."

6. Page 2, line 12 through line 14.

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

7. Page 2, line 15.

Following: "Upon"

Insert: "a written"

8. Page 2, line 18 through line 19.

Following: "\$500" on line 18

Insert: "that exceed \$500"

Following: "estimate must" on line 18

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Insert: "-"

Strike: "be" on line 18 through "to receive." on line 19

Insert: " (i) indicate network status, if known, under the patient's health plan for a health care service or course of treatment and, if unknown, provide the patient with contact information for the patient's insurer;

(ii) indicate whether the services of other health care providers may be necessary to complete the required service or course of treatment and inform the patient that an estimate of those charges and information on network status must be obtained separately from the other health care providers or another health plan; and

(iii) advise patients of their rights under 50-4-518 and this section.

(b)"

Renumber: subsequent subsections

9. Page 2, line 20.

Strike: "at the time" through "or"

Following: "days of"

Insert: "receipt of"

10. Page 3, line 3 through line 11.

Strike: subsection (4) through subsection (5) in their entirety

Renumber: subsequent subsections

11. Page 3.

Following: line 22

Insert: "(5) A person may act as a patient's agent only if:

(a) the person is authorized under federal or state law to receive health care information about the patient; and

(b) the patient has provided a written authorization for the person to obtain information under this section."

And, as amended, do pass. Report adopted.

HB 476, do pass. Report adopted.

HB 495, do pass. Report adopted.

HB 517, do pass. Report adopted.

NATURAL RESOURCES (White, Chair):

2/24/2017

HB 368, introduced bill, be amended as follows:

1. Page 1, line 12.

Following: "rulemaking."

Insert: "(1)"

2. Page 1.

Following: line 14

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Insert: "(2) Except as provided in subsection (3), rules must be limited to technical standards based on:
 (a) site geology;
 (b) site topography; and
 (c) possible mitigation measures.
(3) The rules may not:
 (a) permit siting and construction of a sewage lagoon less than 100 feet from an existing water well; or
 (b) require siting and construction of a sewage lagoon more than 500 feet from an existing water well."

And, as amended, do pass. Report adopted.

HB 424, introduced bill, be amended as follows:

1. Title, line 5.

Following: "RESOURCE;"

Insert: "CLARIFYING THAT SOIL AND RANGE HEALTH ARE VITAL TO RENEWABLE NATURAL RESOURCES;"

2. Title, line 7.

Strike: "PROVIDING ADDITIONAL CRITERIA"

Insert: "INCREASING AVAILABLE MATCHING FUNDS"

3. Title, line 8.

Strike: "85-1-610,"

Insert: "85-1-614,"

4. Page 2, line 22.

Following: line 21

Insert: "(8) Soil and range health play a vital role in protecting and sustaining Montana's renewable natural resources by retaining water, soil, and nutrients in place on the landscape. Enhancing soil and range health will provide long-term benefits to Montana's water and other renewable resources and to the users, wildlife, and economies they support. "

5. Page 3, line 6.

Following: "facility projects"

Insert: ", soil and range health projects,"

6. Page 3, line 16 through page 4, line 5.

Strike: section 3 in its entirety

Insert: "**Section 3.** Section 85-1-614, MCA, is amended to read:

 "**85-1-614. Limits on grants from natural resources projects state special revenue account.** (1) The maximum grant awarded to a private person may not exceed the lesser of:

 (a) 5% of the estimated total funds potentially available in the natural resources projects

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state special revenue account established in 15-38-302 for public and private grants in the biennium in which the grant will be made; or

(b) ~~25%~~ 50% of the total project cost.

(2) This part does not limit the amount of grant funds that may be appropriated by the legislature to fund a state or local government project."

And, as amended, do pass. Report adopted.

HB 460, do pass. Report adopted.

HB 481, introduced bill, be amended as follows:

1. Page 3, line 8.

Strike: "wildland fire"

Insert: "wildfire"

And, as amended, do pass. Report adopted.

HB 498, do pass. Report adopted.

HJR 15, be adopted. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):

2/24/2017

HB 533, do pass. Report adopted.

TRANSPORTATION (Lavin, Chair):

2/24/2017

HB 459, do pass. Report adopted.

HB 471, do pass. Report adopted.

HB 485, do pass. Report adopted.

HB 509, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

2/24/2017

SB 96, introduced by C. Smith

SB 104, introduced by Sands

SB 151, introduced by D. Brown

SB 164, introduced by K. Regier

SB 178, introduced by Swandal

SB 222, introduced by Fitzpatrick

SB 234, introduced by Caferro

SB 248, introduced by Blasdel

SB 258, introduced by Swandal

SB 261, introduced by L. Jones

SB 264, introduced by Swandal

SB 275, introduced by Buttrey

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SB 282, introduced by Olszewski
SB 283, introduced by Olszewski
SB 292, introduced by Facey
SB 293, introduced by C. Smith
SB 300, introduced by Sands
SB 302, introduced by Buttrey
SB 307, introduced by L. Jones
SB 310, introduced by Whitford

Senate joint resolution passed and transmitted to the House for concurrence: 2/24/2017

SJR 15, introduced by Howard

SB 250, introduced by Swandal, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, passed the Senate and was transmitted to the House with the following vote:

2/24/2017

Yeas -50

Nays - 0

FIRST READING AND COMMITMENT OF BILLS

The following House resolution was introduced, read first time, and referred to committee:

HR 2, introduced by D. Zolnikov, referred to Energy, Technology, and Federal Relations.

The following Senate bills were read first time, and referred to committees:

SB 96, introduced by C. Smith, referred to Human Services.
SB 104, introduced by D. Sands, referred to Human Services.
SB 151, introduced by D. Brown, referred to Legislative Administration.
SB 164, introduced by K. Regier, referred to Energy, Technology, and Federal Relations.
SB 178, introduced by N. Swandal, referred to State Administration.
SB 222, introduced by S. Fitzpatrick, referred to Business and Labor.
SB 234, introduced by M. Caferro, referred to Education.
SB 248, introduced by M. Blasdel, referred to Natural Resources.
SB 250, introduced by N. Swandal, referred to Judiciary.
SB 258, introduced by N. Swandal, referred to Judiciary.
SB 261, introduced by L. Jones, referred to Appropriations.
SB 264, introduced by N. Swandal, referred to Business and Labor.
SB 275, introduced by E. Buttrey, referred to Business and Labor.
SB 282, introduced by A. Olszewski, referred to Judiciary.
SB 283, introduced by A. Olszewski, referred to Human Services.
SB 292, introduced by T. Facey, referred to Business and Labor.

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SB 293, introduced by C. Smith, referred to Judiciary.
SB 300, introduced by D. Sands, referred to Judiciary.
SB 302, introduced by E. Buttrey, referred to Business and Labor.
SB 307, introduced by L. Jones, referred to Education.
SB 310, introduced by L. Whitford, referred to Judiciary.

The following Senate joint resolution was read first time, and referred to committee:

SJR 15, introduced by D. Howard, referred to Judiciary.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Mandeville in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 134 - Representative Ehli moved consideration of **HB 134** be passed for the day. Motion carried.

HB 324 - Representative Hamlett moved **HB 324** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Ehli, Essmann, Fitzgerald, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hopkins, Jones, Keane, Kipp III, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Price, Redfield, Regier, Ricci, Rosendale, Schreiner, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 66

Nays: Abbott, Bartel, Beard, Bennett, Court, Curdy, Curtis, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Hamilton, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Kelker, Knokey, Loge, Lynch, McConnell, Morigeau, Olsen, Peppers, Pierson, Ryan, Sales, Shaw, Swanson, Vinton, Webber.

Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 358 - Representative Noland moved **HB 358** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: Regier.

Total 1

HB 386 - Representative Ehli moved **HB 386** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 389 - Representative Wagoner moved **HB 389** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Mandeville.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 447 - Representative Fitzgerald moved **HB 447** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Woods.

Total 65

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, Cuffe, Doane, Essmann, Galloway, Glimm, Harris, Hopkins, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, Olsen, Patelis, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 450 - Representative G. Hertz moved **HB 450** do not pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 496 - Representative Ricci moved **HB 496** do pass. Motion carried as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 57

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 43

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 501 - Representative A. Knudsen moved **HB 501** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 59

Nays: Abbott, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Jones, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Schreiner, Smith, Swanson, Webber, Woods, Zolnikov.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 515 - Representative Trebas moved **HB 515** do pass. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webber, Windy Boy, Woods, Zolnikov.

Total 50

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Staffanson, Tschida, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 50

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 516 - Representative Dudik moved **HB 516** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 77

Nays: Bartel, Beard, Berglee, B. Brown, Doane, Flynn, Galloway, Galt, Glimm, Harris, C Knudsen, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Sales, Staffanson, Webb, White, Zolnikov.

Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 520 - Representative Fitzgerald moved **HB 520** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 521 - Representative Essmann moved **HB 521** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Essmann, Fern, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Abbott, Dunwell, Ellis, Morigeau, Olsen, Peppers.

Total 6

Excused: None.

Total 0

Absent or not voting: Fitzgerald, Flynn.

Total 2

HB 523 - Representative C. Knudsen moved **HB 523** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 96

Nays: Olsen, Peppers, Smith.

Total 3

Excused: None.

Total 0

Absent or not voting: Mr. Speaker.

Total 1

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HB 531 - Representative Morigeau moved **HB 531** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Court, Dunwell, Hopkins, Mortensen, Noland, Ricci.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 541 - Representative A. Hertz moved **HB 541** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.

Total 84

Nays: Beard, Burnett, Galloway, Harris, Kipp III, C Knudsen, Lenz, McKamey, Mortensen, Noland, Patelis, Regier, Stewart-Per, Usher, White, Windy Boy.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 544 - Representative Olsen moved **HB 544** do pass. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods, Zolnikov.
Total 43

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.
Total 57

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Representative A. Hertz excused at this time.

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Mandeville moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Windy Boy, Zolnikov, Mr. Speaker.
Total 91

Nays: Bennett, Olsen, Ricci, Welch, White, Woods.
Total 6

Excused: None.
Total 0

Absent or not voting: Berglee, Kipp III, Staffanson.

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Total 3

REPORTS OF STANDING COMMITTEES

EDUCATION (Berglee, Chair):

2/24/2017

HB 298, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Strike: "EDUCATIONAL MATERIALS AND"

Insert: "TO SCHOOL DISTRICTS"

2. Title, page 1, line 6, through page 1, line 9.

Strike: "PROVIDING" on line 6 through "CHILDREN;" on line 9

3. Page 1, line 13.

Strike: "education programs"

4. Page 1, line 14 through page 1, line 15.

Strike: ", in" on line 14 through "training," on line 15

5. Page 1, line 15 through page 1, line 17.

Strike: ":", on line 15 through "(b)" on line 17

6. Page 1, line 17.

Following: "abuse"

Insert: "awareness, prevention,"

Following: "response"

Insert: ", "

7. Page 1, line 18 through page 1, line 25.

Strike: "materials" on line 18 through "outreach" on line 25

Insert: "model policies and procedures developed under subsection (1) available for voluntary adoption by school district trustees"

8. Page 1, line 26.

Strike: "(4)"

Insert: "(3)"

Strike: "(b)"

9. Page 1, line 27.

Following: "topics:"

Insert: "

(a) basic principles of child sexual abuse prevention;

(b) warning signs of a child who is being sexually abused;"

Renumber: subsequent subsections

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10. Page 1, line 29.

Strike: subsection (b) in its entirety

Renumber: subsequent subsections

11. Page 2, line 3.

Following: "(e)"

Insert: "response and"

12. Page 2, line 4 through page 2, line 11.

Strike: subsection (5) through subsection (6) in their entirety

And, as amended, do pass. Report adopted.

HB 514, introduced bill, be amended as follows:

1. Page 1, line 18.

Strike: "Indigenous Peoples"

Insert: "Montana Heritage"

And, as amended, do pass. Report adopted.

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair):

2/24/2017

HJR 12, introduced joint resolution, be amended as follows:

1. Title, page 1, line 5.

Strike: "URGING" through "LEGISLATION"

Insert: "SUPPORTING LEGISLATION IN THE UNITED STATES CONGRESS TO REQUIRE
AUDIT OF THE PENTAGON AND"

2. Title, page 1, line 7.

Following: "STATEMENTS"

Insert: "AND REQUIRING AN AUDIT OF THE FEDERAL RESERVE BANK OF THE UNITED
STATES IN ORDER TO HOLD THE FEDERAL RESERVE ACCOUNTABLE"

3. Page 1, line 9 through line 10.

Strike: "WHEREAS" on line 9 through "; and" on line 10

Insert: "WHEREAS, the U.S. Congress has the authority and responsibility to review an audit
of the expenditures of the Department of Defense; and"

4. Page 1, line 11.

Following: "Act"

Insert: "and subsequent legislation"

5. Page 1, line 18.

Strike: "decreed"

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Insert: "has statutorily required"

Strike: "must"

6. Page 1, line 19 through line 20.

Strike: ", but" on line 19 through "deadline." on line 20

Insert: "; and

WHEREAS, Article I, section 8, of the United States Constitution vests in the United States Congress the power to regulate the value of currency and maintain control over the monetary policy of the United States of America; and

WHEREAS, since its inception in 1913, the Federal Reserve Bank of the United States, by inflating the money supply and manipulating interest rates, has eroded the purchasing power of the dollar by approximately 95%, created price instability, and contributed to boom and bust business cycles; and

WHEREAS, the Federal Reserve Bank of the United States and the United States Treasury have levied a burden of debt on American taxpayers to the degree of several trillion dollars; and

WHEREAS, a partial audit of the Federal Reserve has informed the American people that trillions of dollars were used to bail out foreign banks without the consent of the United States Congress; and

WHEREAS, agreements made by the Federal Reserve with foreign powers and foreign banking institutions should be subject to Congressional oversight; and

WHEREAS, the Federal Reserve refuses to fully disclose the details of its emergency lending practices; and

WHEREAS, allowing the Federal Reserve to operate the United States monetary system without full disclosure and transparency has led to a lower quality of life for the American people; and

WHEREAS, a complete audit of the Federal Reserve, for the first time in its history, would provide answers to the American people about how our money is being spent, where money is being spent, and at what cost."

7. Page 1.

Following: line 25

Insert: "(2) That the United States Congress be urged to enact legislation requiring a complete audit of the Federal Reserve Bank of the United States in order to hold the Federal Reserve accountable to the United States Congress and the American people in accordance with Article I, section 8, of the United States Constitution."

Renumber: subsequent subsection

And, as amended, be adopted. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

2/24/2017

HB 123, introduced bill, be amended as follows:

1. Page 1.

Following: line 16

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Insert: "(1) "Authorized agent" or "agent" means a person or entity:

(a) authorized under federal or state law to receive health care information about a patient; and

(b) to whom the patient has provided a written authorization to obtain information under this part on behalf of the patient."

Renumber: subsequent subsections

2. Page 2, line 2.

Following: "Upon"

Insert: "a written"

Strike: "a patient's"

Insert: "an authorized"

3. Page 2, line 4.

Strike: "patient's"

4. Page 2, line 6 through line 12.

Following: "must" on line 6

Strike: "indicate in which" on line 6 through "provider shall" on line 9

Insert: ":

(a) indicate network status, if known, under the patient's health plan for a health care service or course of treatment and if unknown, provide the patient with contact information for the patient's insurer;

(b) indicate whether the services of other health care providers may be necessary to complete the required medical care and inform the patient that an estimate of those charges and information on network status must be obtained separately from the other health care providers or another health plan; and

(c) "

Strike: "and this section" on line 9 through "visible location" on line 12

5. Page 2.

Following: line 12

Insert: "(2)(a) The estimate must be provided at the time the service is provided or within 10 business days of the patient's or agent's request, whichever is sooner."

6. Page 2, line 13.

Strike: "patient's"

7. Page 2, line 14.

Following: "~~in writing or~~"

Insert: "in writing or"

8. Page 2, line 16.

Strike: "patient's"

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9. Page 2, line 17.

Strike: "unless" through "(5)"

10. Page 2, line 21 through line 23.

Strike: subsection (4) in its entirety

Renumber: subsequent subsections

11. Page 2, line 25 through line 26.

Strike: "if the" on page 25 through "course of treatment" on line 26

12. Page 3, line 9.

Following: "or"

Strike: "the insured's"

Insert: "an authorized"

13. Page 3, line 12.

Strike: "insured's"

14. Page 3, line 13.

Strike: "orally or"

Insert: "by phone,"

Strike: "which" through "or"

Insert: "or"

15. Page 3, line 14.

Strike: "at the time " through "or"

16. Page 3, line 15.

Strike: "insured's"

Strike: ", whichever is sooner"

17. Page 3.

Following: line 15

Insert: "(4) If the insurer has an online consumer cost estimator transparency tool that allows the insured or the authorized agent to estimate the insured's coverage amounts for certain services, including deductible and other cost-sharing amounts, and the insured or the agent chooses to use the transparency tool to obtain estimated coverage amounts, the transparency tool satisfies the requirements of subsection (1)."

Renumber: subsequent subsections

18. Page 3, line 19.

Strike: "50-4-512 and"

19. Page 3, line 20 through line 21.

Strike: "and in" on line 20 through "more information" on line 21

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20. Page 3, line 22 through line 23.

Strike: subsection (6) in its entirety

Renumber: subsequent subsections

21. Page 3, line 24 through 25.

Strike: "The insurer" on line 24 through "provider." on line 25

Following: "insurer"

Strike: "also"

22. Page 3, line 26.

Strike: "a list of available"

Insert: "the insured with access to contact information for"

Strike: "who are" through "distance and"

And, as amended, do pass. Report adopted.

HB 469, introduced bill, be amended as follows:

1. Page 1, line 26.

Strike: "or"

2. Page 1, line 27.

Strike: "certificates"

Strike: "a"

Strike: "therapist"

Insert: "therapists"

3. Page 1, line 29.

Strike: "or certificates"

And, as amended, do pass. Report adopted.

HB 487, introduced bill, be amended as follows:

1. Page 3, line 2.

Following: "district"

Insert: "or nonpublic school"

2. Page 3, line 25.

Following: "districts"

Insert: ", nonpublic schools,"

And, as amended, do pass. Report adopted.

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NATURAL RESOURCES (White, Chair):
HB 555, introduced bill, be amended as follows:

2/24/2017

1. Page 1, line 19.

Strike: "17"

Insert: "18"

2. Page 1, line 22.

Strike: "activity"

Insert: "implementation"

3. Page 1, line 23.

Strike: "17"

Insert: "18"

4. Page 2, line 10.

Following: "7."

Insert: "Claims for federal or Indian tribes claiming reserved water rights must be filed with the Montana water court within 24 months of creation of a federal or Indian reservation in Montana."

5. Page 9, line 10.

Following: line 9

Insert: "(5) A person whose existing rights and priorities are determined in a temporary preliminary decree or preliminary decree may appeal a determination made pursuant to subsection (2)."

6. Page 9, line 15.

Following: "claimants of"

Strike: "federal"

Following: "reserved"

Insert: "federal or Indian"

7. Page 10, line 9.

Following: "authority."

Insert: "Upon its ratification by the Montana legislature and the tribe, the terms of a compact must be included in the preliminary decree as provided by 85-2-231, and unless an objection to the compact is sustained under 85-2-233, the terms of the compact must be included in the final decree without alteration."

And, as amended, do pass. Report adopted.

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HJR 9, introduced joint resolution, be amended as follows:

1. Page 1, line 13.

Strike: "1 million"

Insert: "663,000"

2. Page 2, line 8 through line 10.

Strike: "WHEREAS," on line 8 through "wages; and" on line 10

3. Page 2, line 20.

Following: line 19

Insert: "WHEREAS, national forest lands released from wilderness study would still be subject to the National Forest Management Act, which requires extensive public involvement as the agency develops and updates plans for the management and use of resources in each forest; and"

4. Page 3, line 2.

Following: "Congress"

Insert: ":

(1) "

5. Page 3, line 6.

Following: "States"

Insert: "; or

(2) consider redesignating the wilderness study areas as national recreation areas or national conservation areas"

And, as amended, be adopted. Report adopted.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 70 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 70

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Nays: Ballance, Bartel, Brodehl, B. Brown, Burnett, Doane, Flynn, Galloway, Galt, Glimm, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Trebas, Tschida, White, Zolnikov.

Total 27

Excused: None.

Total 0

Absent or not voting: Berglee, A Hertz, Kipp III.

Total 3

HB 338 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Berglee, A Hertz, Kipp III.

Total 3

HB 345 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods,

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Zolnikov, Mr. Speaker.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Berglee, A Hertz, Kipp III.

Total 3

HB 387 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Bishop, Doane, Ehli, C Knudsen, Mandeville, Price, Webb, Webber.

Total 8

Excused: None.

Total 0

Absent or not voting: Berglee, A Hertz, Kipp III.

Total 3

HB 406 passed as follows:

Yeas: Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 54

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer,

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Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 43

Excused: None.

Total 0

Absent or not voting: Berglee, A Hertz, Kipp III.

Total 3

HB 409 failed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Court, Curtis, Dudik, Dunwell, Eck, Essmann, Fern, Fitzgerald, Fleming, Funk, Greef, Hamilton, Hamlett, Harris, Hill-Smith, Hopkins, Jacobson, Karjala, Kelker, Knokey, Lavin, Lynch, Mandeville, Morigeau, Patelis, Peppers, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Skees, Smith, Stewart-Per, Swanson, Usher, Webber, Welch, Woods.

Total 47

Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Ellis, Flynn, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hayman, G Hertz, Holmlund, Jones, Keane, C Knudsen, Lenz, Loge, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Olsen, Perry, Redfield, Regier, Rosendale, Shaw, Staffanson, Trebas, Tschida, Vinton, Wagoner, Webb, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 50

Excused: None.

Total 0

Absent or not voting: Berglee, A Hertz, Kipp III.

Total 3

HB 415 passed as follows:

Yeas: Abbott, Bachmeier, Bartel, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Hopkins, Jones, Karjala, Kelker, C Knudsen, Lavin, Loge, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 66

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Nays: Anderson, Ballance, Beard, Bennett, Brodehl, B. Brown, Burnett, Doane, Ehli, Galloway, Glimm, Harris, Holmlund, Jacobson, Keane, Knokey, Lenz, Lynch, Mandeville, Mortensen, Noland, O'Hara, Patelis, Regier, Rosendale, Schreiner, Tschida, Wagoner, Webb, White, Mr. Speaker.

Total 31

Excused: None.

Total 0

Absent or not voting: Berglee, A Hertz, Kipp III.

Total 3

HB 416 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Berglee, A Hertz, Kipp III.

Total 3

HB 421 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson,

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Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Berglee, A Hertz, Kipp III.

Total 3

MOTIONS

Representative Trebas moved to reconsider action on **HB 515** and that **HB 515** be placed on second reading on the 43rd legislative day.

Motion **failed** as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Karjala, Kelker, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Usher, Webber, Woods, Zolnikov.

Total 43

Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 54

Excused: None.

Total 0

Absent or not voting: Berglee, A Hertz, Kipp III.

Total 3

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Representative Court moved that **HJR 11** be taken from Natural Resources and placed on second reading on the 43rd legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Garner, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 47

Nays: Anderson, Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Fitzgerald, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 50

Excused: None.
Total 0

Absent or not voting: Berglee, A Hertz, Kipp III.
Total 3

ANNOUNCEMENTS

Representative Dunwell rose on a **Point of Personal Privilege** for an apology. "I regret what I said. It was exaggerated, granted for effect, unintentional and certainly unfounded given the character of every member of this body."

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 10:00 a.m., Monday, February 27, 2017. Motion carried.

House adjourned at 10:33 a.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FORTY-THIRD LEGISLATIVE DAY**

Helena, Montana
February 27, 2017

House Chambers
State Capitol

House convened at 10:00 a.m. Mr. Speaker presiding. Invocation by Representative Fitzgerald. Pledge of Allegiance to the Flag.

Roll Call. All members present except Representative Kipp III, excused. Quorum present.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

2/27/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 12:00 p.m., Saturday, February 25, 2017:

Darra Perdaems, Bozeman
Paige Robinson, Gardiner
Matthew Knuffke, Glacier
Madison Tyson, Helena
Grace Akiestad, Shelby
Ian Caltabiano, Whitefish
Thomas Frost, Broadwater
Tate Carter, Billings
Carly Behr, Conrad

and recommend that the following pages of the House be employed as of 8:00 a.m., Monday, February 27, 2017:

Jean Hampton, Helena
Trevor Nelson, Helena
Rianne Downing, Helena

Report Adopted.

BILLS (Ricci, Chair):

2/27/2017

Correctly printed: **HB 324, HB 358, HB 372, HB 376, HB 386, HB 389, HB 447, HB 458, HB 459, HB 460, HB 471, HB 476, HB 485, HB 495, HB 496, HB 498, HB 501, HB 509, HB 516, HB 517, HB 520, HB 521, HB 523, HB 531, HB 533, HB 541, HJR 2, HJR 15.**

Correctly engrossed: **HB 123, HB 298, HB 351, HB 368, HB 400, HB 424, HB 426, HB 469, HB 475, HB 481, HB 487, HB 514, HB 555, HJR 9, HJR 12.**

Transmitted to the Senate: **HB 324, HB 358, HB 372, HB 376, HB 386, HB 389, HB 447, HB 496, HB 501, HB 516, HB 520, HB 521, HB 523, HB 531, HB 541.**

Delivered to the Secretary of State at 9:30 a.m., February 27, 2017: **HJR 5.**

STATE INTERNET/BBS COPY

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Signed by the Chief Clerk of the House at 8:30 a.m., February 27, 2017: **HB 232.**

REPORTS OF STANDING COMMITTEES

JUDICIARY (Doane, Chair):

2/27/2017

HB 351, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Strike: "REVISING DUTIES OF FOSTER CARE REVIEW COMMITTEES;"

2. Title, page 1, line 6.

Strike: "SECTIONS 41-3-115 AND"

Insert: "SECTION"

3. Page 1, line 9 through page 7, line 15.

Strike: everything after the enacting clause

Insert: "**Section 1.** Section 41-3-445, MCA, is amended to read:

"41-3-445. Permanency hearing. (1) (a) (i) Subject to subsection (1)(b), a permanency hearing must be held by the court or, subject to the approval of the court and absent an objection by a party to the proceeding, by the foster care review committee, as provided in 41-3-115, or the citizen review board, as provided in 41-3-1010:

(A) within 30 days of a determination that reasonable efforts to provide preservation or reunification services are not necessary under 41-3-423, 41-3-438(6), or 41-3-442(1); or

(B) no later than 12 months after the initial court finding that the child has been subjected to abuse or neglect or 12 months after the child's first 60 days of removal from the home, whichever comes first.

(ii) Within 12 months of a hearing under subsection (1)(a)(i)(B) and every 12 months thereafter until the child is permanently placed in either an adoptive or a guardianship placement, the court or the court-approved entity holding the permanency hearing shall conduct a hearing and the court shall issue a finding as to whether the department has made reasonable efforts to finalize the permanency plan for the child.

(b) A permanency hearing is not required if the proceeding has been dismissed, the child was not removed from the home, the child has been returned to the child's parent or guardian, or the child has been legally adopted or appointed a legal guardian.

(c) The permanency hearing may be combined with a hearing that is required in other sections of this part or with a review held pursuant to 41-3-115 or 41-3-1010 if held within the applicable time limits. If a permanency hearing is combined with another hearing or a review, the requirements of the court related to the disposition of the other hearing or review must be met in addition to the requirements of this section.

(d) The court-approved entity conducting the permanency hearing may elect to hold joint or separate reviews for groups of siblings, but the court shall issue specific findings for each child.

(2) At least 3 working days prior to the permanency hearing, the department shall submit a report regarding the child to the entity that will be conducting the hearing for review. The report must address the department's efforts to effectuate the permanency plan for the child, address the options for the child's permanent placement, examine the reasons for excluding higher priority

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options, and set forth the proposed plan to carry out the placement decision, including specific times for achieving the plan.

(3) At least 3 working days prior to the permanency hearing, the guardian ad litem or an attorney or advocate for a parent or guardian may submit an informational report to the entity that will be conducting the hearing for review.

(4) In a permanency hearing, the court or other entity conducting the hearing shall consult, in an age-appropriate manner, with the child regarding the proposed permanency or transition plan for the child.

(5) (a) The court's order must be issued within 20 days after the permanency hearing if the hearing was conducted by the court. If a member of the child's extended family, including an adult sibling, grandparent, great-grandparent, aunt, or uncle, has requested that custody be awarded to that family member or that a prior grant of temporary custody with that family member be made permanent, the department shall investigate and determine if awarding custody to that family member is in the best interests of the child. The department shall provide the reasons for any denial to the court. If the court accepts the department's custody recommendation, the court shall inform any denied family member of the reasons for the denial to the extent that confidentiality laws allow. The court shall include the reasons for denial in the court order if the family member who is denied custody requests it to be included.

(b) If an entity other than the court conducts the hearing, the entity shall keep minutes of the hearing and the minutes and written recommendations must be provided to the court within 20 days of the hearing.

(c) If an entity other than the court conducts the hearing and the court concurs with the recommendations, the court may adopt the recommendations as findings with no additional hearing required. In this case, the court shall issue written findings within 10 days of receipt of the written recommendations.

(6) The court shall approve a specific permanency plan for the child and make written findings on:

(a) whether the child has been asked about the desired permanency outcome;
~~(a)~~(b) whether the permanency plan is in the best interests of the child;
(c) whether the department has made reasonable efforts to effectuate the permanency plan for the individual child;

~~(b)~~(d) whether the department has made reasonable efforts to finalize the plan; and
(e) whether there are compelling reasons why it is not in the best interest of the individual child to:

(i) return to the child's home; or
(ii) be placed for adoption, with a legal guardian, or with a fit and willing relative; and
~~(e)~~(f) other necessary steps that the department is required to take to effectuate the terms of the plan.

(7) In its discretion, the court may enter any other order that it determines to be in the best interests of the child that does not conflict with the options provided in subsection (8) and that does not require an expenditure of money by the department unless the court finds after notice and a hearing that the expenditures are reasonable and that resources are available for payment. The department is the payor of last resort after all family, insurance, and other resources have been examined.

(8) Permanency options include:

(a) reunification of the child with the child's parent or guardian;

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(b) permanent placement of the child with the noncustodial parent, superseding any existing custodial order;

(c) adoption;

(d) appointment of a guardian pursuant to 41-3-444; or

(e) long-term custody if the child is in a planned permanent living arrangement and if it is established by a preponderance of the evidence, which is reflected in specific findings by the court, that:

(i) the child is being cared for by a fit and willing relative;

(ii) the child has an emotional or mental handicap that is so severe that the child cannot function in a family setting and the best interests of the child are served by placement in a residential or group setting;

(iii) the child is at least 16 years of age and is participating in an independent living program and that termination of parental rights is not in the best interests of the child;

(iv) the child's parent is incarcerated and circumstances, including placement of the child and continued, frequent contact with the parent, indicate that it would not be in the best interests of the child to terminate parental rights of that parent; or

(v) the child meets the following criteria:

(A) the child has been adjudicated a youth in need of care;

(B) the department has made reasonable efforts to reunite the parent and child, further efforts by the department would likely be unproductive, and reunification of the child with the parent or guardian would be contrary to the best interests of the child;

(C) there is a judicial finding that other more permanent placement options for the child have been considered and found to be inappropriate or not to be in the best interests of the child; and

(D) the child has been in a placement in which the foster parent or relative has committed to the long-term care and to a relationship with the child, and it is in the best interests of the child to remain in that placement.

(9) For a child 14 years of age or older, the permanency plan must:

(a) be developed in consultation with the child and in consultation with up to two members of the child's case planning team who are chosen by the child and who are not a foster parent or social worker for the child;

(b) identify one person from the case management team, who is selected by the child, to be designated as the child's advisor and advocate for the application of the reasonable and prudent parenting standard; and

(c) include services that will be needed to transition the child from foster care to adulthood.

(10) A permanency hearing must document the intensive, ongoing, and unsuccessful efforts made by the department to return the child to the child's home or to secure a permanent placement of the child with a relative, legal guardian, or adoptive parent.

~~(9)~~(11) The court may terminate a planned permanent living arrangement upon petition of the birth parents or the department if the court finds that the circumstances of the child or family have substantially changed and the best interests of the child are no longer being served.""

And, as amended, do pass. Report adopted.

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HB 426, introduced bill, be amended as follows:

1. Page 1, line 10 through page 2, line 18.

Strike: everything after the enacting clause

Insert: "NEW SECTION. Section 1. Telephone account requirements for state prisons -- protected accounts -- disclosure required -- rulemaking -- definitions. (1) A state prison shall, to the extent feasible, contract with a telecommunications service provider to provide communications services for inmates that:

- (a) provides public safety precautions required by the department of corrections;
- (b) prohibits expiration of prepaid minutes or charges;
- (c) does not charge additional usage or dormancy fees;
- (d) does not charge excessive intrastate fees that are greater than 10 cents a minute;
- (e) does not require monthly usage fees; and
- (f) allows rollover of unused, prepaid minutes into the next month unless the inmate for

whom the account was set up is no longer able to use the telephone account, whether for disciplinary reasons or other reasons specified by department rule. No refund is required for unexpired minutes subject to this subsection (1)(f).

(2) Every contract entered into by a state prison for communications services under subsection (1) must require the telecommunications service provider to notify the purchaser of a prepaid telephone account of any fees or refunds that are available for unused minutes on a prepaid telephone card and that requested refunds may be mailed to the purchaser's address of record.

(3) The department of corrections has rulemaking authority to implement this section and shall notify the public service commission of the allowable rate that a telecommunications service provider may charge for intrastate calls under contract with the department of corrections.

(4) For purposes of this section, the following definitions apply:

(a) "Prepaid telephone account" means a system, whether purchased as a calling card or set up as an account with a telecommunications service provider to provide telephonic connections in which the purchaser pays for minutes prior to use. The term does not include a lifeline account, defined under 47 CFR 54.401, for which a telecommunications carrier receives universal service support.

(b) "State prison" has the meaning provided in 53-30-101(3)(c)(i) through (3)(c)(iii) and (3)(c)(v).

(c) "Telecommunications service provider" has the meaning provided for "operator service provider" in 69-3-1102."

Insert: "NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an integral part of Title 53, chapter 30, part 1, and the provisions of Title 53, chapter 30, part 1, apply to [section 1]."

Insert: "NEW SECTION. Section 3. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Insert: "NEW SECTION. Section 4. Effective date. [This act] is effective July 1, 2017."

And, as amended, do pass. Report adopted.

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HB 536, do pass. Report adopted.

HB 537, do pass. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

2/24/2017

SB 43, introduced by Sesso

SB 44, introduced by Vance

SB 115, introduced by Moe

SB 126, introduced by K. Regier

SB 145, introduced by R. Webb

SB 168, introduced by Malek

SB 174, introduced by R. Webb

SB 197, introduced by Gauthier

SB 207, introduced by Moore

SB 214, introduced by Cohenour

SB 229, introduced by Moore

SB 233, introduced by Caferro

SB 240, introduced by Buttrey

SB 241, introduced by Buttrey

SB 242, introduced by Malek

SB 249, introduced by Swandal

SB 260, introduced by L. Jones

SB 268, introduced by Fitzpatrick

SB 270, introduced by Kary

SB 271, introduced by Thomas

SB 272, introduced by R. Webb

SB 274, introduced by Buttrey

SB 278, introduced by Hinebauch

SB 279, introduced by Vincent

SB 281, introduced by Vincent

SB 284, introduced by Lang

SB 286, introduced by Moore

SB 287, introduced by L. Jones

SB 289, introduced by Moore

SB 294, introduced by Fitzpatrick

SB 295, introduced by Fielder

SB 297, introduced by Hinkle

SB 298, introduced by Osmundson

SB 303, introduced by Buttrey

SB 305, introduced by Fitzpatrick

SB 306, introduced by R. Webb

SB 309, introduced by Whitford

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SB 311, introduced by Buttrey
SB 312, introduced by Welborn
SB 314, introduced by Vincent
SB 315, introduced by Vincent
SB 318, introduced by Boland
SB 319, introduced by Gross
SB 321, introduced by Olszewski
SB 325, introduced by Hoven

Senate joint resolutions passed and transmitted to the House for concurrence: 2/24/2017

SJR 8, introduced by Phillips
SJR 10, introduced by Lang
SJR 13, introduced by Facey
SJR 16, introduced by Caferro
SJR 18, introduced by Blasdel
SJR 19, introduced by Phillips

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative C. Knudsen in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 97 - Representative Loge moved **HB 97** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Staffanson.

Total 1

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 291 - Representative Jacobson moved **HB 291** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods, Zolnikov.

Total 51

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 298 - Representative Greef moved **HB 298** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 87

Nays: Galloway, Harris, Hopkins, C Knudsen, Mortensen, Noland, Rosendale, Skees, Staffanson, Tschida, Usher, Zolnikov, Mr. Speaker.

Total 13

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 388 - Representative G. Hertz moved **HB 388** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Morigeau, Olsen.

Total 2

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

HB 422 - Representative Cook moved **HB 422** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

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Excused: None.

Total 0

Absent or not voting: Greef.

Total 1

HB 448 - Representative Fitzgerald moved **HB 448** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.

Total 52

Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 460 - Representative Fitzgerald moved **HB 460** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 81

Nays: Ballance, Berglee, Brodehl, Burnett, Flynn, Galloway, Galt, Glimm, A Hertz, G Hertz, Jones, Knokey, Lavin, Lenz, Mandeville, Rosendale, Skees, Wagoner, Zolnikov.

Total 19

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HB 471 - Representative Flynn moved **HB 471** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 475 - Representative Woods moved **HB 475** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lynch, Manzella, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 70

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Custer, Doane, Ehli, Galt, Glimm, Greef, Harris, Holmlund, Jones, Lavin, Lenz, Loge, Mandeville, McKamey, Noland, Redfield, Regier, Shaw, Skees, Tschida, Vinton, White, Mr. Speaker.

Total 29

Excused: None.

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Total 0

Absent or not voting: Wagoner.

Total 1

HB 476 - Representative Hayman moved **HB 476** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Loge, Manzella, McKamey, Mortensen.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair C. Knudsen moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Berglee.

Total 1

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Excused: None.

Total 0

Absent or not voting: Cuffe, Hamlett, Kipp III, C Knudsen.

Total 4

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 324 passed as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Dudik, Ehli, Essmann, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hopkins, Jones, Keane, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Redfield, Regier, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 67

Nays: Abbott, Bachmeier, Beard, Bennett, Z. Brown, Court, Curdy, Curtis, Custer, Dunwell, Eck, Ellis, Fern, Flynn, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Kelker, Knokey, Loge, Lynch, McConnell, Morigeau, Olsen, Pierson, Price, Ricci, Ryan, Swanson, Vinton.

Total 32

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 372 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane,

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Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Woods.
Total 38

Excused: None.
Total 0

Absent or not voting: Kipp III.
Total 1

HB 376 passed as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 55

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Swanson, Webber, Woods.
Total 44

Excused: None.
Total 0

Absent or not voting: Kipp III.
Total 1

HB 358 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane,

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Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 386 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Manzella.

Total 1

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 389 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 97

Nays: Mandeville, Manzella.

Total 2

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 447 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Windy Boy, Woods.

Total 66

Nays: Ballance, Bartel, Beard, Brodehl, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Glimm, Harris, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, Patelis, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Wagoner, Welch, White, Zolnikov, Mr. Speaker.

Total 33

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 496 passed as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 55

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis,

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Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 501 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 61

Nays: Abbott, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 38

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 516 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 77

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Nays: Bartel, Beard, Berglee, B. Brown, Doane, Flynn, Galloway, Galt, Glimm, Harris, Knokey, C Knudsen, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Staffanson, Webb, White, Zolnikov.

Total 22

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 520 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 521 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr.

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Speaker.

Total 94

Nays: Abbott, Dunwell, Ellis, Morigeau, Olsen.

Total 5

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 523 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Dunwell, Ellis, Olsen, Peppers, Smith.

Total 5

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 531 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 93

Nays: Court, Dunwell, Hopkins, Loge, Mortensen, Ricci.

Total 6

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 541 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.

Total 85

Nays: Beard, Burnett, Galloway, Harris, Lenz, McKamey, Mortensen, Noland, Patelis, Regier, Staffanson, Usher, White, Windy Boy.

Total 14

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

MOTIONS

Representative Ehli moved to re-refer **HB 97** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 298** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 460** to the Appropriations Committee. Without objection, so ordered.

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Representative Ehli moved to re-refer **HB 475** to the Appropriations Committee.

Representative Jacobson moved that **HB 295** be taken from the Judicial Committee and placed on second reading on the 44th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.
Total 48

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.
Total 51

Excused: None.
Total 0

Absent or not voting: Kipp III.
Total 1

Representative Dunwell moved that **HB 169** be taken from the Business and Labor Committee and placed on second reading on the 44th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 40

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 59

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Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

Representative Zolnikov moved to change his vote on **HB 372** from No to Yes. Without objection, so ordered.

Representative McCarthy moved to change his vote on **HB 324** from No to Yes. Without objection, so ordered.

Representative Stewart-Peregoy moved that **HB 552** be taken from the State Administration Committee and placed on second reading on the 44th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Mr. Speaker.

Total 42

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov.

Total 57

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

Representative Windy Boy moved to change his vote on **HB 541** from Yes to No. Without objection, so ordered.

House in Recess.

House Reconvened.

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**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative C. Knudsen in the chair.

Representative Kipp III present at this time.

HB 352 - Representative G. Hertz moved **HB 352** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Eck, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 64

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kelker, Lynch, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods.

Total 36

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 385 - Representative Berglee moved **HB 385** do pass. Motion **failed** as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Trebas, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 43

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry,

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Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Vinton, Webber, Welch, Windy Boy, Woods.

Total 57

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 401 - Representative Skees moved **HB 401**, second reading copy, be amended as follows:

1. Page 1, line 13.

Following: "elections"

Insert: "-- exceptions"

Following: "."

Insert: "(1)"

2. Page 1, line 14.

Strike: "(1)"

Insert: "(a)"

3. Page 1, line 16.

Strike: "(2)"

Insert: "(b)"

4. Page 1.

Following: line 18

Insert: "(2) A candidate or political committee is exempt from the provisions of 13-37-201 and 13-37-205 if the candidate or political committee does not receive any contributions or make any expenditures, not including the candidate's filing fee, in a campaign."

5. Page 3, line 26.

Strike: "UNLESS"

Insert: "if"

6. Page 3, line 27.

Strike: "MENTIONS OR DEPICTS A VOTING POSITION,"

Insert: "does not mention, depict, or advocate a clearly identified position on a"

Following: "CANDIDATE"

Strike: " 1 "

7. Page 8, line 21.

Strike: "Each"

Insert: "Except as provided in [section 1(2)], each"

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8. Page 8, line 24.

Strike: "becoming a candidate"

Insert: "receiving a contribution or making an expenditure"

9. Page 9, line 4.

Strike: "Each"

Insert: "Except as provided in [section 1(2)], each"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Beard.

Total 1

HB 401 - Representative Custer moved **HB 401**, second reading copy, be further amended as follows:

1. Title, page 1, line 8.

Strike: "AND"

2. Title, page 1, line 9.

Following: "~~13-37-228,~~"

Insert: "AND 13-37-226,"

3. Page 12.

Following: line 26

Insert: "**Section 6.** Section 13-37-226, MCA, is amended to read:

"13-37-226. Time for filing reports. (1) Candidates for a state office filled by a

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statewide vote of all the electors of Montana, statewide ballot issue committees, and political committees that receive a contribution or make an expenditure supporting or opposing a candidate for statewide office or a statewide ballot issue shall file reports electronically as follows:

- (a) quarterly, due on the 5th day following a calendar quarter, beginning with the calendar quarter in which:
 - (i) funds are received or expended during the year or years prior to the election year that the candidate expects to be on the ballot; or
 - (ii) an issue becomes a ballot issue, as defined in 13-1-101(6)(b);
- (b) on the 1st day of each month from March through November during a year in which an election is held;
- (c) on the 15th day preceding the date on which an election is held;
- (d) within 2 business days after receiving a contribution of \$200 or more if received between the 20th day before the election and the day of the election;
- (e) not more than 20 days after the date of the election; and
- (f) on the 10th day of March and September of each year following an election until the candidate or political committee files a closing report as specified in 13-37-228(3).

(2) Candidates for a state district office, including but not limited to candidates for the legislature, the public service commission, or a district court judge, and political committees that receive contributions or make expenditures to support or oppose a particular state district candidate or issue, unless the political committee is already reporting under the provisions of subsection (1), shall file reports as follows:

- (a) on the 35th and 12th days preceding the date on which an election is held;
- (b) within 2 business days after receiving a contribution of \$100 or more if received between the 17th day before the election and the day of the election;
- (c) not more than 20 days after the date of the election; and
- (d) on the 10th day of March and September of each year following an election until the candidate or political committee files a closing report as specified in 13-37-228(3).

(3) Candidates for any other public office and political committees that receive contributions or make expenditures to support or oppose a particular local issue shall file the reports specified in subsection (2) only if the total amount of contributions received or the total amount of funds expended for all elections in a campaign, excluding the filing fee paid by the candidate, exceeds \$500, ~~except as provided in 13-37-206.~~

(4) Independent and political party committees not required to report under subsection (1) or (2) shall file:

- (a) a report on the 90th, 35th, and 12th days preceding the date of an election in which they participate by making an expenditure;
- (b) a report within 2 business days of receiving a contribution of \$500 or more if received between the 17th day before the election and the day of the election;
- (c) a report within 2 business days of making an expenditure of \$500 or more for an electioneering communication if the expenditure is made between the 17th day before the election and the day of the election;
- (d) a report not more than 20 days after the date of the election in which they participate by making an expenditure; and
- (e) a report on a date to be prescribed by the commissioner for a closing report at the close of each calendar year.

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(5) An incidental committee not required to report under subsection (1) or (2) shall file a report:

(a) on the 90th, 35th, and 12th days preceding the date of an election in which it participates by making an expenditure;

(b) within 2 business days of receiving a contribution as provided in 13-37-232(1) of \$500 or more if received between the 17th day before an election and the day of the election;

(c) within 2 business days of making an expenditure of \$500 or more for an electioneering communication if the expenditure is made between the 17th day before the election and the day of the election;

(d) not more than 20 days after the date of the election in which it participated; and

(e) on a date to be prescribed by the commissioner for a closing report at the close of each calendar year.

(6) The commissioner shall post on the commissioner's website:

(a) all reports filed under this section within 7 business days of filing; and

(b) for each election the calendar dates that correspond with the filing requirements of subsections (1), (2), (4), and (5).

(7) The commissioner may require reports filed under this section to be submitted electronically.

(8) Except as provided in subsections (1)(d), (2)(b), (4)(b), (4)(c), (5)(b), and (5)(c), all reports required by this section must be complete as of the 5th day before the date of filing as specified in 13-37-228(2) and this section.

(9) A political committee may file a closing report prior to the date prescribed by rule or set in 13-37-228(3) and after the complete termination of its contribution and expenditure activity during an election cycle.""

Renumber: subsequent sections

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Noland.

Total 1

Excused: None.

Total 0

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Absent or not voting: Berglee, Jacobson, Peppers.

Total 3

HB 401 - Representative Skees moved **HB 401** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Hayman, Karjala, Peppers, Pierson, Price, Smith, Swanson.

Total 7

Excused: None.

Total 0

Absent or not voting: Berglee, Webb.

Total 2

HB 402 - Representative Essmann moved **HB 402** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 449 - Representative Galt moved **HB 449** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: Cuffe, Stewart-Per.

Total 2

HB 458 - Representative Wagoner moved **HB 458** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: Cuffe.

Total 1

HB 459 - Representative Curdy moved **HB 459** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 76

Nays: Ballance, Berglee, B. Brown, Doane, Flynn, Galt, Glimm, A Hertz, G Hertz, Hopkins, Jones, Knokey, Lenz, Mandeville, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Tschida, Usher, Zolnikov.

Total 23

Excused: None.

Total 0

Absent or not voting: Webber.

Total 1

HB 485 - Representative Manzella moved **HB 485** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 491 - Representative Court moved **HB 491** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 59

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Galloway, Galt, Gunderson, Harris, G Hertz, Holmlund, Hopkins, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 495 - Representative Dunwell moved **HB 495** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Noland, White.

Total 2

Excused: None.

Total 0

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Absent or not voting: Kipp III.

Total 1

HB 498 - Representative Knokey moved **HB 498** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Cook, Galt.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 509 - Representative Patelis moved **HB 509** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Burnett, Rosendale.

Total 2

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 517 - Representative Dudik moved **HB 517** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Webb, Webber, Windy Boy, Woods, Zolnikov.

Total 71

Nays: Beard, Berglee, B. Brown, Doane, Essmann, Fitzgerald, Flynn, Galloway, Galt, Gunderson, G Hertz, C Knudsen, Lenz, Loge, Mandeville, Mortensen, Noland, O'Hara, Redfield, Rosendale, Staffanson, Tschida, Usher, Vinton, Wagoner, Welch, White, Mr. Speaker.

Total 28

Excused: None.

Total 0

Absent or not voting: Harris.

Total 1

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair C. Knudsen moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

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Total 0

Absent or not voting: C Knudsen.

Total 1

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

2/27/2017

HB 97, do pass. Report adopted.

HB 298, introduced bill, be amended as follows:

1. Page 2.

Following: line 15

Insert: "NEW SECTION. Section 2. Implementation. The office of public instruction shall implement [this act] within existing resources."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 475, introduced bill, be amended as follows:

1. Page 2.

Following: line 3

Insert: "NEW SECTION. Section 2. Implementation. The commission shall implement [this act] within existing resources."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

MOTIONS

Representative Abbott moved that **HB 532** be taken from the State Administration Committee and placed on second reading on the 44th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 44

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson,

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Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Hopkins moved that **HB 538** be taken from the Human Services Committee and placed on second reading on the 44th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Hamilton, Hamlett, Hayman, A Hertz, Hopkins, Jacobson, Karjala, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 45

Nays: Anderson, Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Hill-Smith, Holmlund, Jones, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 55

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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ANNOUNCEMENTS

Representative Olsen rose on a **Point of Personal Privilege** to state the importance of every cover of the MCA to include the State Seal of the State of Montana and include our State motto, Oro y Plata which is Spanish for gold and silver.

Representative Jacobson rose on a **Point of Personal Privilege** to clarify that his testimony on **HB 291** was correct.

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 9:00 a.m., Tuesday, March 28, 2017.
Motion carried.

House adjourned at 4:18 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FORTY-FOURTH LEGISLATIVE DAY**

Helena, Montana
February 28, 2017

House Chambers
State Capitol

House convened at 9:00 a.m. Mr. Speaker presiding. Invocation by Representative Karjala. Pledge of Allegiance to the Flag.

Roll Call. All members present except, Representative Pierson, excused. Quorum present.

BILLS (Ricci, Chair):

2/28/2017

Correctly printed: **HB 97, HB 291, HB 352, HB 388, HB 402, HB 422, HB 448, HB 449, HB 458, HB 459, HB 460, HB 471, HB 476, HB 485, HB 491, HB 495, HB 498, HB 509, HB 517, HB 536, HB 537.**

Correctly engrossed: **HB 401.**

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Cook in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 123 - Representative Curtis moved **HB 123** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

STATE INTERNET/BBS COPY

HOUSE JOURNAL
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Absent or not voting: None.

Total 0

HB 298 - Representative Greef moved **HB 298** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 91

Nays: Berglee, Galloway, Galt, Harris, Rosendale, Tschida, Mr. Speaker.

Total 7

Excused: None.

Total 0

Absent or not voting: B. Brown, Zolnikov.

Total 2

HB 351 - Representative Dudik moved **HB 351** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: C Knudsen, Regier, Rosendale.

Total 3

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 368 - Representative W. Sales moved **HB 368** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Ballance, B. Brown, Hopkins, Kipp III, Mandeville, Manzella, Mortensen, Patelis.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 400 - Representative G. Hertz moved **HB 400**, second reading copy, be amended as follows:

1. Page 2, line 22.

Following: "must"

Insert: "be provided for a service that a patient is receiving or has been recommended to receive and must"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 92

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Nays: Eck, Hamilton, Kelker, Pierson, Staffanson.

Total 5

Excused: None.

Total 0

Absent or not voting: G Hertz, Hopkins, Zolnikov.

Total 3

HB 400 - Representative G. Hertz moved **HB 400** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 97

Nays: Kelker, McCarthy.

Total 2

Excused: None.

Total 0

Absent or not voting: Zolnikov.

Total 1

HB 424 - Representative Z. Brown moved **HB 424** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 98

Nays: Noland, Wagoner.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 426 - Representative Price moved **HB 426** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 72

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Ehli, Flynn, Galt, Glimm, Grubbs, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Noland, O'Hara, Redfield, Regier, Ricci, Skees, Tschida, Mr. Speaker.

Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 469 - Representative Sheldon-Galloway moved **HB 469** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

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Nays: Abbott, Bennett, Eck, Kelker, McCarthy, Morigeau, Olsen, Ryan, Schreiner.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 475 - Representative Woods moved **HB 475** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 87

Nays: Bartel, Beard, B. Brown, Custer, Galt, Grubbs, Holmlund, C Knudsen, Loge, Redfield, Skees, Wagoner, White.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 481 - Representative B. Brown moved **HB 481** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson,

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Price, Ryan, Schreiner, Stewart-Per, Swanson, Welch, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 487 - Representative Funk moved **HB 487** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Mandeville, Regier.

Total 2

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

HB 514 - Representative B. Smith moved **HB 514** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 73

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, Burnett, Cuffe, Galloway, Galt, Glimm, Greef, Gunderson, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Noland, Regier, Ricci,

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Rosendale, Skees, Trebas, Tschida, Usher, Webb, Zolnikov.

Total 27

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 533 - Representative Court moved **HB 533**, second reading copy, be amended as follows:

1. Page 2, line 10.

Strike: "10"

Insert: "5"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Ballance, Flynn, Glimm, Harris, Lenz, Noland, Redfield, Usher.

Total 8

Excused: None.

Total 0

Absent or not voting: Curdy, Hopkins.

Total 2

HB 533 - Representative Court moved **HB 533** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Court, Cuffe, Curdy, Custer, Dudik, Eck, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Peppers, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per,

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Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy,
Zolnikov, Mr. Speaker.
Total 75

Nays: Bennett, Bishop, Z. Brown, Cook, Curtis, Doane, Dunwell, Ellis, Fleming, Funk, Hamlett,
Hayman, Jacobson, Karjala, McCarthy, McConnell, McKamey, Morigeau, Olsen, Perry, Pierson,
Ryan, Schreiner, Webber, Woods.
Total 25

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 536 - Representative Tschida moved **HB 536** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane,
Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Harris, G Hertz,
Holmlund, Hopkins, Jones, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey,
Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees,
Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Windy Boy, Mr. Speaker.
Total 52

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer,
Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Grubbs, Hamilton, Hamlett,
Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lynch,
McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner,
Smith, Stewart-Per, Swanson, Webber, Welch, Woods, Zolnikov.
Total 48

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 537 - Representative Curdy moved **HB 537** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe,
Curdy, Curtis, Dudik, Eck, Ellis, Essmann, Fleming, Funk, Galloway, Galt, Garner, Grubbs,
Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III,
Loge, Lynch, McCarthy, McConnell, McKamey, Mortensen, Noland, Patelis, Peppers, Perry,
Pierson, Price, Rosendale, Sales, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Webb,
Webber, Windy Boy.

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Total 55

Nays: Abbott, Ballance, Bartel, Berglee, Brodehl, B. Brown, Custer, Doane, Dunwell, Ehli, Fern, Fitzgerald, Flynn, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Morigeau, O'Hara, Olsen, Redfield, Regier, Ricci, Ryan, Schreiner, Skees, Staffanson, Tschida, Vinton, Wagoner, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 555 - Representative Ballance moved **HB 555** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 63

Nays: Abbott, Bartel, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 9 - Representative White moved **HJR 9** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch,

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White, Zolnikov, Mr. Speaker.

Total 55

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Hamilton, Hamlett, Hayman, A Hertz, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: Hill-Smith.

Total 1

HJR 12 - Representative Olsen moved **HJR 12** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: B. Brown, Hamilton, Jones, Lavin, Lenz, Morigeau, Mortensen, Redfield, Ricci, Trebas, Welch, White.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 15 - Representative Gunderson moved **HJR 15** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen,

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Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 63

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Cook moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 95

Nays: Bishop, Cook, Peppers, Webber, Woods.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 97 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Staffanson.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 291 failed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Zolnikov.
Total 48

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.
Total 52

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HB 352 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 69

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Sales, Schreiner, Swanson, Webber, Woods.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 388 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Hayman, Morigeau.

Total 2

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HB 402 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 63

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Pierson, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 422 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HB 448 passed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Usher, Webber, Welch, Windy Boy, Woods.

Total 56

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Noland, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Trebas, Tschida, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 449 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HB 458 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 459 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 73

Nays: Ballance, Bartel, Berglee, Brodehl, B. Brown, Fitzgerald, Flynn, Galt, Glimm, Harris, A Hertz, G Hertz, Hopkins, Jones, Knokey, C Knudsen, Lenz, Mandeville, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Tschida, Usher, Wagoner.

Total 27

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HB 471 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 476 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Loge, Manzella, McKamey, Mortensen.

Total 4

Excused: None.

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Total 0

Absent or not voting: Kelker.

Total 1

HB 485 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 491 passed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 52

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Galloway, Galt, Gunderson, Harris, A Hertz, G Hertz, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 48

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HB 495 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 498 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 509 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Burnett.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 517 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Webb, Webber, White, Windy Boy, Woods, Zolnikov.

Total 77

Nays: Beard, Berglee, Doane, Fitzgerald, Flynn, Galloway, Galt, Gunderson, G Hertz, Hopkins, C Knudsen, Loge, Mandeville, Mortensen, O'Hara, Redfield, Rosendale, Staffanson, Usher, Vinton, Wagoner, Welch, Mr. Speaker.

Total 23

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative McCarthy moved to change his vote on **HB 449** from Yes to No. Without objection, so ordered.

Representative Ballance moved to change her vote on **HB 555** from No to Yes. Without objection, so ordered.

Representative Anderson moved to change his vote on **HB 385** from Yes to No. Without objection, so ordered.

Representative Fern moved to change his vote on **HB 409** from No to Yes. Without objection, so ordered.

Representative A. Hertz moved to change his vote on **HB 426** from Yes to No. Without objection, so ordered.

ANNOUNCEMENTS

Representative Dunwell rose on a **Point of Personal Privilege** to state that during the committee meeting on a controversial bill many were only able to give their name and not provide their testimony. She feels everyone should have a voice in the people's House.

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 8:00 a.m., Wednesday, March 1, 2017. Motion carried.

House adjourned at 1:34 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FORTY-FIFTH LEGISLATIVE DAY**

Helena, Montana
March 1, 2017

House Chambers
State Capitol

House convened at 8:00 a.m. Mr. Speaker presiding. Invocation by Representative Ryan. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (Ricci, Chair):

3/1/2017

Correctly printed: **HB 123, HB 298, HB 351, HB 368, HB 424, HB 426, HB 469, HB 475, HB 481, HB 487, HB 514, HB 536, HB 537, HB 555, HB 571, HB 572, HB 573, HB 574, HJR 9, HJR 12, HJR 15, HJR 16.**

Correctly engrossed: **HB 400, HB 533.**

Transmitted to the Senate: **HB 97, HB 123, HB 298, HB 351, HB 352, HB 368, HB 388, HB 400, HB 401, HB 402, HB 422, HB 424, HB 426, HB 448, HB 449, HB 458, HB 459, HB 469, HB 471, HB 475, HB 476, HB 481, HB 485, HB 487, HB 491, HB 495, HB 498, HB 509, HB 514, HB 517, HB 533, HB 537, HB 555, HJR 9, HJR 12, HJR 15.**

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 571, introduced by B. Usher, F. Anderson, D. Bartel, R. Ehli, F. Garner, B. Harris, S. Lavin, D. Lenz, D. Loge, J. O'Hara, J. Patelis, M. Regier, V. Ricci, W. Sales, D. Skees, J. Trebas, B. Tschida, B. Usher, J. Windy Boy, referred to Judiciary.

HB 572, introduced by A. Redfield, referred to Human Services.

HB 573, introduced by R. Cook, referred to Taxation.

HB 574, introduced by G. Hertz, referred to Taxation.

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 16, introduced by S. Morigeau, B. Bennett, Z. Brown, V. Court, W. Curdy, A. Curtis, K. Dudik, M. Dunwell, J. Eck, D. Fern, J. Fleming, F. Garner, J. Hamilton, B. Hamlett, J. Karjala, K. Kelker, G. Kipp III, R. Lynch, K. McCarthy, A. Olsen, J. Patelis, R. Peppers, M. Ryan, S. Stewart-Peregoy, K. Swanson, T. Woods, referred to Human Services.

The following Senate bills were read first time, and referred to committees:

SB 43, introduced by J. Sesso (by request of the Legislative Finance Committee), referred to State Administration.

SB 44, introduced by G. Vance (by request of the Economic Affairs Interim Committee), referred to Business and Labor.

SB 115, introduced by J. Pomnichowski, referred to Education.

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SB 126, introduced by K. Regier, referred to Taxation.
SB 145, introduced by R. Webb, referred to Judiciary.
SB 168, introduced by S. Malek, referred to Energy, Technology, and Federal Relations.
SB 174, introduced by R. Webb, referred to Judiciary.
SB 197, introduced by T. Gauthier, referred to Judiciary.
SB 207, introduced by F. Moore, referred to Judiciary.
SB 214, introduced by J. Cohenour, referred to Fish, Wildlife and Parks.
SB 229, introduced by F. Moore, referred to Judiciary.
SB 233, introduced by M. Caferro, referred to Human Services.
SB 240, introduced by E. Buttrey, referred to State Administration.
SB 241, introduced by E. Buttrey, referred to Transportation.
SB 242, introduced by S. Malek, referred to Education.
SB 243, introduced by P. Connell, referred to Business and Labor.
SB 249, introduced by N. Swandal, referred to Judiciary.
SB 260, introduced by L. Jones, referred to Appropriations.
SB 268, introduced by S. Fitzpatrick, referred to Judiciary.
SB 270, introduced by D. Kary, referred to State Administration.
SB 271, introduced by F. Thomas, referred to Human Services.
SB 272, introduced by R. Webb, referred to Human Services.
SB 274, introduced by E. Buttrey, referred to State Administration.
SB 278, introduced by S. Hinebauch, referred to Local Government.
SB 279, introduced by C. Vincent, referred to Legislative Administration.
SB 281, introduced by C. Vincent, referred to Natural Resources.
SB 284, introduced by M. Lang, referred to Natural Resources.
SB 286, introduced by F. Moore, referred to Judiciary.
SB 287, introduced by L. Jones, referred to Natural Resources.
SB 289, introduced by F. Moore, referred to Business and Labor.
SB 294, introduced by S. Fitzpatrick, referred to State Administration.
SB 295, introduced by J. Fielder, referred to Legislative Administration.
SB 297, introduced by J. Hinkle, referred to State Administration.
SB 298, introduced by R. Osmundson, referred to Business and Labor.
SB 303, introduced by E. Buttrey, referred to State Administration.
SB 305, introduced by S. Fitzpatrick, referred to Judiciary.
SB 306, introduced by R. Webb, referred to Local Government.
SB 309, introduced by L. Whitford, referred to Business and Labor.
SB 311, introduced by E. Buttrey, referred to Transportation.
SB 312, introduced by J. Welborn, referred to Business and Labor.
SB 315, introduced by C. Vincent, referred to Natural Resources.
SB 318, introduced by C. Boland, referred to Business and Labor.
SB 319, introduced by J. Gross, referred to State Administration.
SB 321, introduced by A. Olszewski, referred to Human Services.
SB 325, introduced by B. Hoven, referred to Business and Labor.

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The following Senate joint resolutions were read first time, and referred to committees:

SJR 8, introduced by M. Phillips, referred to Fish, Wildlife and Parks.

SJR 10, introduced by M. Lang, referred to Energy, Technology, and Federal Relations.

SJR 13, introduced by T. Facey (by request of The Senate Business, Labor, and Economic Affairs Standing Committee), referred to Business and Labor.

SJR 16, introduced by M. Caferro, referred to State Administration.

SJR 18, introduced by M. Blasdel (by request of the Energy and Telecommunications Interim Committee), referred to Energy, Technology, and Federal Relations.

SJR 19, introduced by M. Phillips, referred to Agriculture.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 123 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 298 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson,

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Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 91

Nays: Berglee, Burnett, Galloway, Galt, Rosendale, Smith, Tschida, Zolnikov, Mr. Speaker.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 351 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: C Knudsen, Regier, Rosendale.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 368 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy,

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McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Ballance, B. Brown, Hopkins, Mandeville, Manzella, Mortensen.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 400 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Abbott, Eck, Ellis, Hayman, Kelker, McCarthy, Price, Swanson.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 401 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curtis, Custer, Doane, Dunwell, Ehli, Essmann, Fern, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White,

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Zolnikov, Mr. Speaker.

Total 67

Nays: Abbott, Bishop, Z. Brown, Curdy, Dudik, Eck, Ellis, Fitzgerald, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Windy Boy, Woods.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 424 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Wagoner.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 426 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Garner, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Welch,

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White, Windy Boy, Woods.

Total 67

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Ehli, Fitzgerald, Flynn, Galt, Glimm, Grubbs, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, McKamey, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Tschida, Vinton, Zolnikov, Mr. Speaker.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 469 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 84

Nays: Abbott, Bennett, Eck, Fleming, Hamilton, Hayman, McCarthy, Morigeau, Olsen, Peppers, Perry, Ryan, Schreiner, Smith, Swanson, Woods.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 475 passed as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch,

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Woods, Zolnikov, Mr. Speaker.

Total 80

Nays: Anderson, Bartel, Beard, Brodehl, B. Brown, Custer, Galt, Glimm, Grubbs, Holmlund, C Knudsen, Loge, Price, Redfield, Regier, Rosendale, Skees, Wagoner, White, Windy Boy.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 481 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, C Knudsen, Lavin, Lenz, Loge, McKamey, Mortensen, Noland, O'Hara, Patelis, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Knokey, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Ryan, Schreiner, Stewart-Per, Swanson, Welch, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 487 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber,

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Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 94

Nays: Brodehl, C Knudsen, Mandeville, Regier, Rosendale, Zolnikov.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 514 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 75

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, Burnett, Cuffe, Galloway, Glimm, Gunderson, C Knudsen, Lenz, Mandeville, Manzella, Noland, Redfield, Regier, Ricci, Rosendale, Skees, Trebas, Tschida, Usher, Vinton, Webb.

Total 25

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 533 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Eck, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 76

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Nays: Bennett, Bishop, Z. Brown, Curtis, Doane, Dudik, Dunwell, Ellis, Fleming, Funk, Hamlett, Hayman, Jacobson, McCarthy, McConnell, McKamey, Morigeau, Olsen, Pierson, Ryan, Schreiner, Usher, Webber, Woods.

Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 536 failed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamlett, Harris, G Hertz, Holmlund, Hopkins, Jones, Knokey, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, White, Windy Boy, Mr. Speaker.

Total 50

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Grubbs, Hamilton, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webb, Webber, Welch, Woods, Zolnikov.

Total 50

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 537 passed as follows:

Yeas: Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Dudik, Eck, Ellis, Essmann, Fitzgerald, Fleming, Galloway, Galt, Garner, Grubbs, Hamilton, Hamlett, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Mortensen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Webb, Webber, Windy Boy, Woods, Zolnikov.

Total 54

Nays: Abbott, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Curtis, Custer, Doane, Dunwell, Ehli, Fern, Flynn, Funk, Glimm, Greef, Gunderson, Harris, Hayman, A Hertz, G Hertz, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Noland, O'Hara, Olsen,

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Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Vinton, Wagoner, Welch, White, Mr. Speaker.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 555 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 9 passed as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, G Hertz, Holmlund, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Hamilton, Hayman, A Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen,

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Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 12 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 85

Nays: B. Brown, Hamilton, Hopkins, Jones, Lavin, Lenz, McKamey, Morigeau, Mortensen, Peppers, Redfield, Ricci, Trebas, Welch, White.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 15 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 63

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Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, March 7, 2017.
Motion carried.

House adjourned at 8:19 a.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FORTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana
March 7, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Rabbi Chaim Bruk. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Hill Smith, Karjala and Lenz, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

Mr. Speaker moved that the House revert to Order of Business # 11, Special Orders of The Day, for the purpose of receiving entertainment by the Fort Robinson Outbreak Spiritual Runners. The Fort Robinson Outbreak Runners sang a song.

Sergeant-in-Arms Murfitt escorted the Fort Robinson Outbreak Spiritual Runners from the House Chamber.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

3/7/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Wednesday, March 1, 2017:

Jean Hampton, Helena
Tevor Nelson, Helena
Rianne Downing, Helena

and recommend that the following pages of the House be employed as of 8:00 a.m., Tuesday, March 7, 2017:

Bonny Krogedal, Bainville
Matthew Palmer, Helena
Jesse Squires, Florence
Celena Squires, Florence
Alye Fjell, Deer Lodge
Cheyenne Damron, Glendive
Riley Duram, Eureka

Report Adopted.

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BILLS (Ricci, Chair):

3/6/2017

Signed by the President at 1:54 p.m., March 6, 2017: **HB 232**.

Delivered to the Governor for approval at 11:53 a.m., March 7, 2017: **HB 232**.

3/7/2017

MESSAGES FROM THE GOVERNOR

March 1, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Wednesday, March 1, 2017, I signed the following bills:

HB 26 - T. Welch
HB 59 - K. Dudik
HB 79 - W. Curdy
HB 92 - F. Garner
HB 106 - T. Jacobson
HB 135 - K. Dudik
HB 159 - R. Cook
HB 177 - J. Ellis
HB 184 - F. Garner
HB 258 - E. Hill Smith
HB 278 - M. Regier
HB 300 - A. Hertz

Sincerely,

STEVE BULLOCK
Governor

March 2, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

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On Thursday, March 2, 2017, I signed the following bills:

HB 18 - T. Jacobson
HB 41 - J. Keane
HB 48 - B. Brown
HB 49 - B. Brown
HB 53 - Z. Brown
HB 112 - D. Fern

I have vetoed House Bill 202 - K. Wagoner

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 575, introduced by D. Loge, A. Redfield, referred to Fish, Wildlife and Parks.
HB 576, introduced by J. Hamilton, referred to Legislative Administration.

The following Senate bill was read first time, and referred to committee:

SB 314, introduced by C. Vincent, referred to Natural Resources.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Curdy in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 383 - Representative Ehli moved consideration of **HB 383** be placed at the bottom of the second reading board. Motion carried.

HB 17 - Representative Ehli moved **HB 17** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt,

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Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 133 - Representative McConnell moved **HB 133** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Anderson, Gunderson, Holmlund, Lavin, Mandeville, O'Hara, Regier, Staffanson, Usher.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 151 - Representative Ballance moved **HB 151** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones,

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Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 225 - Representative Greef moved **HB 225** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Shaw, Stewart-Per, Swanson, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 66

Nays: Bartel, Beard, Berglee, B. Brown, Burnett, Cook, Doane, Fitzgerald, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lavin, Mortensen, Noland, Peppers, Redfield, Rosendale, Schreiner, Skees, Smith, Staffanson, Trebas, Tschida, Wagoner, White, Mr. Speaker.

Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 303 - Representative Kelker moved **HB 303** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt,

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Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Hopkins, Trebas.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 418 - Representative McCarthy moved **HB 418** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 70

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, G Hertz, Knokey, Lavin, Lenz, Manzella, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Tschida, Wagoner, White, Mr. Speaker.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 434 - Representative Flynn moved **HB 434** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt,

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Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Mr. Speaker.

Total 97

Nays: Trebas, Windy Boy, Zolnikov.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 439 - Representative Ehli moved **HB 439** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 57

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 444 - Representative Shaw moved **HB 444** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik,

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Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 99

Nays: Zolnikov.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 539 - Representative Cook moved **HB 539** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Karjala.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 383 - Representative G. Hertz moved consideration of **HB 383** be passed for the day.
Motion **failed** as follows:

Yeas: Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Curdy, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Loge, Mandeville, McKamey, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 46

Nays: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Gunderson, Hamilton, Hamlett, Hayman, Jacobson, Keane, Kelker, Kipp III, Lavin, Lynch, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 51

Excused: None.
Total 0

Absent or not voting: Hill-Smith, Karjala, Lenz.
Total 3

HB 383 - Representative G. Hertz moved **HB 383**, second reading copy, be amended as follows:

1. Title, page 1, line 8.

Following: "SERVICE"

Insert: "AND REVISING AGE REQUIREMENTS"

2. Page 5, line 29 through page 6, line 1.

Strike: "hired prior to" on page 5, line 29 through "years," on page 6, line 1

3. Page 6, line 1.

Following: "19-7-503"

Insert: "as follows:

(a) for a member hired before July 1, 2017, the member must have completed at least 20 years of service; or

(b) for a member hired on or after July 1, 2017, the member must have completed at least 25 years of service and attained age 60"

4. Page 6, line 3 through line 4.

Strike: "who has" on line 3 through the second "2017," on line 4

5. Page 6, line 5.

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Following: the second "retirement"

Insert: "as follows:

(a) for a member hired prior to July 1, 2017, the member has attained age 50 or completed 20 years of membership service, whichever occurs later; or

(b) for a member hired on or after July 1, 2017, the member has attained age 60 or completed 25 years of membership service, whichever occurs later"

6. Page 6, line 13.

Strike: "50th"

Insert: "60th"

7. Page 6, line 21.

Strike: "first"

Insert: "last"

8. Page 7, line 6.

Following: "service"

Insert: "and attaining age 60"

9. Page 7, line 8.

Following: "service"

Insert: "and attaining age 60"

Amendment **not** adopted as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lenz, Loge, Mandeville, Manzella, McKamey, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 48

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lynch, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Usher, Webber, Windy Boy, Woods.

Total 52

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 383 - Representative Custer moved **HB 383** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Swanson, Trebas, Webber, Windy Boy, Woods.
Total 55

Nays: Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Stewart-Per, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 45

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Curdy moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Redfield.
Total 1

Excused: None.
Total 0

Absent or not voting: Hayman, Hill-Smith, Karjala, Kipp III, Lenz, Stewart-Per, Usher.
Total 7

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MOTIONS

Representative Ehli re-referred **HB 133** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli re-referred **HB 151** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli re-referred **HB 418** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli re-referred **HB 434** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli re-referred **HB 439** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved **HB 134** be moved from the Committee of the Whole to Education. Without objection, so ordered.

Representative Loge moved to change his vote on **HB 444** from Not Voting to Yes. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Wednesday, March 8, 2017. Motion carried.

House adjourned at 3:14 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FORTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana
March 8, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Hamilton. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Lenz, excused. Quorum present.

BILLS (Ricci, Chair):

3/8/2017

Correctly printed: **HB 17, HB 133, HB 151, HB 225, HB 303, HB 383, HB 418, HB 434, HB 439, HB 444, HB 539, HB 575, HB 576.**

Transmitted to the Senate: **HB 17, HB 225, HB 303, HB 383, HB 444, HB 539.**

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 577, introduced by D. Fern, G. Custer, B. Grubbs, J. Hamilton, K. Kelker, referred to Taxation.

HB 578, introduced by W. Galt, A. Knudsen, S. Lavin, referred to Taxation.

HB 579, introduced by G. Hertz, referred to Taxation.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Berglee in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 428 - Representative Ehli moved consideration of **HB 428** be passed for the day. Motion carried.

HB 430 - Representative A. Hertz moved **HB 430** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Court, Curtis, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan,

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Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 79

Nays: Bishop, Burnett, Cook, Cuffe, Curdy, Dunwell, Eck, Funk, Galloway, Hamilton, Hayman, Lenz, McConnell, Olsen, Peppers, Pierson, Sales, Schreiner, Smith, Stewart-Per, Swanson.

Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 443 - Representative Hamlett moved **HB 443** do pass. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Webber, Windy Boy, Woods.

Total 38

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 62

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 462 - Representative Garner moved **HB 462** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Swanson, Trebas, Vinton, Wagoner, Welch, Woods, Zolnikov, Mr.

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Speaker.

Total 74

Nays: Burnett, Cook, Court, Cuffe, Doane, Essmann, Flynn, Galloway, Harris, Hayman, Jones, Lenz, Manzella, McKamey, Patelis, Peppers, Schreiner, Smith, Staffanson, Stewart-Per, Tschida, Usher, Webb, Webber, White, Windy Boy.

Total 26

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 478 - Representative Manzella moved **HB 478**, second reading copy, be amended as follows:

1. Title, page 1, line 5.

Strike: "18"

Insert: "16"

2. Page 2, line 9.

Strike: "18"

Insert: "16"

Amendment adopted as follows:

Yeas: Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Court, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, A Hertz, G Hertz, Holmlund, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, White, Zolnikov, Mr. Speaker.

Total 51

Nays: Abbott, Anderson, Bachmeier, Bishop, Z. Brown, Cook, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Webb, Webber, Welch, Windy Boy, Woods.

Total 49

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 478 - Representative Hill Smith moved **HB 478** do pass as amended. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bishop, Z. Brown, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Staffanson, Stewart-Per, Swanson, Vinton, Webb, Webber, Windy Boy, Woods.

Total 51

Nays: Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curtis, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Lynch, Mandeville, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Smith, Trebas, Tschida, Usher, Wagoner, Welch, White, Zolnikov, Mr. Speaker.

Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 519 - Representative McConnell moved **HB 519** do pass. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 44

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

SB 4 - Representative Karjala moved **SB 4** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Cuffe, Glimm, Hopkins, White.

Total 4

Excused: None.

Total 0

Absent or not voting: Knokey.

Total 1

SB 82 - Representative Karjala moved **SB 82** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 96

Nays: Burnett, Galloway, White, Zolnikov.

Total 4

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Berglee moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Essmann, Lenz.

Total 2

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 17 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson,

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Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Lenz.

Total 1

HB 225 passed as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Shaw, Stewart-Per, Swanson, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods.

Total 62

Nays: Anderson, Bartel, Beard, Berglee, B. Brown, Burnett, Cuffe, Doane, Fitzgerald, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lavin, Manzella, Mortensen, Noland, Peppers, Redfield, Rosendale, Schreiner, Skees, Smith, Staffanson, Trebas, Tschida, Wagoner, White, Zolnikov, Mr. Speaker.

Total 37

Excused: None.

Total 0

Absent or not voting: Lenz.

Total 1

HB 303 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci,

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Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Hopkins, C Knudsen, Trebas.

Total 3

Excused: None.

Total 0

Absent or not voting: Lenz.

Total 1

HB 383 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Swanson, Usher, Webber, Welch, Woods.

Total 54

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Vinton, Wagoner, Webb, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 45

Excused: None.

Total 0

Absent or not voting: Lenz.

Total 1

HB 444 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell,

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McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 98

Nays: Zolnikov.

Total 1

Excused: None.

Total 0

Absent or not voting: Lenz.

Total 1

HB 539 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Beard.

Total 1

Excused: None.

Total 0

Absent or not voting: Lenz.

Total 1

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Thursday, March 9, 2017.
Motion carried.

House adjourned at 2:12 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FORTY-NINTH LEGISLATIVE DAY**

Helena, Montana
March 9, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Woods. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Berglee, C. Knudsen, Lenz, and Sheldon-Galloway, excused. Quorum present.

COMMUNICATIONS AND PETITIONS

Mr. Speaker: We, your committee on Legislative Administration, having examined the daily journals for the sixth, seventh, eighth, ninth, and tenth legislative days, find the same to be correct.

Representative Ricci, Chair

BILLS (Ricci, Chair):

3/9/2017

Correctly printed: **HB 430, HB 462, HB 577, HB 578, HB 579, SB 4, SB 82.**

Correctly engrossed: **HB 478.**

Transmitted to the Senate: **HB 430, HB 462, SB 4, SB 82.**

FIRST READING AND COMMITMENT OF BILLS

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 17, introduced by J. Windy Boy, M. Caferro, J. Karjala, A. Olszewski, J. Price, referred to Human Services.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Dunwell in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 428 - Representative D. Jones moved **HB 428** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm,

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Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 89

Nays: Eck, Galloway, Harris, Karjala, Kelker, Kipp III, Lenz, Peppers, Stewart-Per, Windy Boy, Woods.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 54 - Representative Price moved **SB 54** be concurred in. Motion carried as follows:

Yeas: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 51

Nays: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 62 - Representative Welch moved **SB 62** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt,

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Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 86 - Representative B. Smith moved **SB 86** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 70

Nays: Abbott, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Ryan, Schreiner, Swanson, Webber, Woods.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 89 - Representative Pierson moved **SB 89** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs,

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Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 93

Nays: Brodehl, Burnett, Galloway, Mandeville, Regier, Rosendale, Zolnikov.
Total 7

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 100 - Representative M. Regier moved **SB 100** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 64

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Keane, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 36

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 129 - Representative Knokey moved **SB 129** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner,

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Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 93

Nays: Ballance, Lenz, Mandeville, Manzella, Redfield, White, Zolnikov.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 142 - Representative Curdy moved **SB 142** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Brodehl, Cuffe, Galt, Hopkins, McCarthy, Usher.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Dunwell moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli,

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Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Dunwell.
Total 1

Excused: None.
Total 0

Absent or not voting: Berglee, Galloway, C Knudsen, Lenz.
Total 4

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 430 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Court, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 79

Nays: Burnett, Cook, Cuffe, Curdy, Dunwell, Hamilton, Hayman, Olsen, Peppers, Pierson, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy.
Total 17

Excused: None.
Total 0

Absent or not voting: Berglee, Galloway, C Knudsen, Lenz.
Total 4

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HB 462 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Curdy, Curtis, Custer, Dudik, Dunwell, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Swanson, Trebas, Vinton, Wagoner, Welch, Woods, Zolnikov, Mr. Speaker.

Total 69

Nays: Burnett, Cook, Court, Cuffe, Doane, Eck, Essmann, Flynn, Harris, Hayman, Jones, Kipp III, Knokey, Manzella, McKamey, Patelis, Peppers, Schreiner, Smith, Staffanson, Stewart-Per, Tschida, Usher, Webb, Webber, White, Windy Boy.

Total 27

Excused: None.

Total 0

Absent or not voting: Berglee, Galloway, C Knudsen, Lenz.

Total 4

SB 4 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Cuffe, Glimm, Hopkins, White.

Total 4

Excused: None.

Total 0

Absent or not voting: Berglee, Galloway, C Knudsen, Lenz.

Total 4

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SB 82 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Burnett, White.
Total 2

Excused: None.
Total 0

Absent or not voting: Berglee, Galloway, C Knudsen, Lenz.
Total 4

MOTIONS

Representative Ehli moved to re-refer **HB 428** to the Appropriations Committee. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Friday, March 10, 2017.
Motion carried.

House adjourned at 1:47 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FIFTIETH LEGISLATIVE DAY**

Helena, Montana
March 10, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Glimm. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative A. Hertz, C. Knudsen, Lenz, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

Mr. Speaker moved that the House revert to Order of Business # 11, Special Orders of The Day, for the purpose of receiving entertainment by Representative Glimm's son, Matt Glimm, who sang a song for the House.

BILLS (Ricci, Chair):

3/10/2017

Correctly printed: **HB 428, HJR 17, SB 54, SB 62, SB 86, SB 89, SB 100, SB 129, SB 142.**
Transmitted to the Senate: **HB 478, SB 54, SB 62, SB 86, SB 89, SB 100, SB 129, SB 142.**

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair):

3/10/2017

SB 108, be concurred in. Report adopted.
SB 128, be concurred in. Report adopted.
SB 165, be concurred in. Report adopted.
SB 169, be concurred in. Report adopted.
SB 318, be concurred in. Report adopted.

FISH, WILDLIFE AND PARKS (Flynn, Chair):

3/9/2017

SB 91, be concurred in. Report adopted.
SB 183, be concurred in. Report adopted.

JUDICIARY (Doane, Chair):

3/10/2017

SB 59, be amended as follows:

1. Title, page 1, line 10.

Following: "DETAINED;"

Insert: "CREATING AN OVERSIGHT COUNCIL TO MONITOR AND REPORT ON THE EFFECTS OF CRIMINAL JUSTICE LEGISLATION; REQUIRING THE QUALITY ASSURANCE UNIT OF THE DEPARTMENT OF CORRECTIONS TO ADOPT AN EVALUATION TOOL AND CONDUCT PROGRAM EVALUATIONS; REQUIRING THE DEPARTMENT TO ADOPT AND MAINTAIN AN INCENTIVES AND INTERVENTIONS GRID TO GUIDE COMMUNITY SUPERVISION OF OFFENDERS;"

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2. Title, page 1, line 11.

Following: "ATTORNEY;"

Insert: "PROVIDING AN APPROPRIATION;"

3. Page 1, line 12.

Following: "46-9-109, MCA;"

Strike: "AND"

Following: "46-9-203, MCA"

Insert: "; PROVIDING FOR CONTINGENT VOIDNESS; AND PROVIDING EFFECTIVE DATES AND A TERMINATION DATE"

4. Page 2, following line 20.

Insert: "NEW SECTION. **Section 3. Montana criminal justice oversight council -- duties -- membership.** (1) There is a Montana criminal justice oversight council. The council consists of 12 members as follows:

(a) one member of the house of representatives selected by the speaker of the house and one member of the senate selected by the president of the senate. The legislative members must be selected in consultation with the minority leaders and may not be of the same political party.

(b) one member selected by the chief justice of the Montana supreme court;

(c) the director of the department of corrections or the director's designee;

(d) an employee of the department of corrections selected by the director who has expertise in data collection and reporting;

(e) one member selected by the director of the department of public health and human services who has expertise in behavioral health treatment services;

(f) the executive director of the board of crime control or the director's designee;

(g) a county sheriff appointed by the attorney general; and

(h) the following individuals appointed by the governor:

(i) a member of a state-recognized or federally recognized Indian tribe located within the boundaries of the state of Montana who has expertise in criminal justice;

(ii) one member of the board of pardons and parole;

(iii) one representative of crime victims; and

(iv) one representative of a community corrections facility, treatment facility, or prerelease center.

(2) The director of the department of corrections or the director's designee shall serve as presiding officer.

(3) The council shall:

(a) review the recommendations of the commission on sentencing established in Chapter 343, Laws of 2015, and oversee implementation of and compliance with any legislation resulting from those recommendations;

(b) receive and analyze data collected by agencies and entities charged with implementing the recommendations of the commission on sentencing and that are collecting data during the implementation and management of specific recommendations;

(c) assess outcomes from the recommendations the commission on sentencing has made and corresponding criminal justice reforms;

(d) request, receive, and review data and report on performance outcome data relating to

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criminal justice reform; and

(e) receive reports required by [section 4] to be produced by the department of corrections.

(4) The council shall submit by September 1 of each even-numbered year a biennial report to the governor and legislature, as provided in 5-11-210. The report must include:

(a) a description of the council's proceedings since the previous report;

(b) a summary of savings from criminal justice reforms and recommendations for how the savings should be reinvested to reduce recidivism; and

(c) a description of performance measures and outcomes related to criminal justice reforms.

(5) The council may appoint a working group to track implementation, evaluate compliance with any legislation resulting from criminal justice reforms, and perform other detailed analysis as directed by the council. If appointed, the working group shall meet regularly and report to the council as the council requires. The working group may include representatives of criminal justice agencies and key constituencies that are not members of the council.

(6) The council may request legislation to enact changes to the state's criminal justice system that the council finds necessary.

(7) The judicial branch, the department of corrections, the department of public health and human services, the board of pardons and parole, and the legislative services and fiscal divisions shall provide data and information as requested by the council.

(8) Appointments made under subsection (1) must be made within 60 days after [the effective date of this section]. A vacancy on the council must be filled in the manner of the original appointment.

(9) Council members must be reimbursed for travel expenses as provided in 2-18-501 through 2-18-503. Members of the council who are full-time salaried officers or employees of this state or any political subdivision are entitled to their regular compensation. Legislative members must be compensated as provided in 5-2-302.

(10) The council shall report to the law and justice interim committee and the legislative finance committee as requested."

Insert: "NEW SECTION. Section 4. Department of corrections to report on criminal justice reinvestment legislation impacts. In addition to any data or reports required by the Montana criminal justice oversight council pursuant to [section 3], the department of corrections shall:

(1) submit an annual report to the Montana criminal justice oversight council by August 15 of each year. The report must include the impact of any legislation related to recommendations from the commission on sentencing established in Chapter 343, Laws of 2015, and the extent to which the department has established and met implementation goals and projections concerning the prison population, recidivism rate, and other key public safety metrics.

(2) report to the legislature by January 1 of each year on the amount of savings generated and on the prison population impact under any legislation resulting from the recommendations of the commission on sentencing established in Chapter 343, Laws of 2015, for the purpose of tracking the progress toward meeting the impact estimates and goals of the legislation."

Insert: "NEW SECTION. Section 5. Supervision responses grid. (1) T h e department shall revise, maintain, and fully implement the policy known as the Montana incentives and interventions grid. The grid must guide responses to negative and positive behavior by people under supervision by the department, including responses to violations of supervision conditions in a swift, certain, and proportional manner. The grid must include guidance and procedures to

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determine when and how to:

- (a) request a warrant or arrest without a warrant;
- (b) use a 72-hour detention;
- (c) initiate an intervention hearing;
- (d) seek departmental approval to use up to 90-day interventions; and
- (e) exhaust appropriate graduated violation responses before initiating the revocation process.

(2) The department shall:

- (a) provide information and training on the grid for probation and parole officers and supervisors and for members and staff of the board of pardons and parole; and
- (b) offer information and training on the grid to district court judges, prosecution and defense attorneys, law enforcement personnel, and county detention center personnel.

(3) The department shall review the grid every 5 years to ensure it adheres to evidence-based practices and that the use of sanctions and incentives by probation and parole officers is consistent across the state."

Insert: "NEW SECTION. Section 6. Quality assurance unit -- program standards -- evaluation -- cooperation with department of public health and human services. (1) There is a quality assurance unit in the department of corrections.

(2) In addition to duties assigned to it by the department director or otherwise required by law, the unit shall:

- (a) adopt a program evaluation tool that ensures adherence to evidence-based practices;
- (b) conduct evaluations of programs to reduce recidivism that are funded by the state; and
- (c) enforce standards to ensure programs are using best practices for reducing recidivism, including targeting highest-risk individuals, adhering to evidence-based or research-driven practices, and integrating opportunities for ongoing quality assurance and evaluation.

(3) Subject to the availability of funding, the department may contract with an independent contractor or academic institution to complete evaluations.

(4) The unit shall work jointly with the department of public health and human services to develop standards for the quality assurance in behavioral health or other clinical programs.

(5) The unit shall conduct regular evaluations of programs operated by the department or under a contract with the department.

(6) After [the effective date of this section], the department shall ensure contracts signed or renewed with providers include minimum program standards, eligibility criteria for program entry, and program dosage requirements that conform with the latest research available on best practices."

Renumber: subsequent sections

5. Page 3, line 18 through line 21.

Strike: section 5 in its entirety

6. Page 3, following line 21.

Insert: "NEW SECTION. Section 9. Appropriation. There is appropriated \$28,000 from the general fund to the department of corrections for the biennium beginning July 1, 2017, for the purposes of funding the council as provided in [section 3]."

Insert: "NEW SECTION. Section 10. Notification to tribal governments. The secretary

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of state shall send a copy of [this act] to each tribal government located on the seven Montana reservations and to the Little Shell Chippewa tribe."

Insert: "NEW SECTION. Section 11. Codification instruction. (1) [Sections 1 and 2] are intended to be codified as an integral part of Title 44, chapter 4, part 3, and the provisions of Title 44, chapter 4, part 3, apply to [sections 1 and 2].

(2) [Section 5] is intended to be codified as an integral part of Title 46, chapter 23, part 10, and the provisions of Title 46, chapter 23, part 10, apply to [section 5].

(3) [Section 6] is intended to be codified as an integral part of Title 53, chapter 1, part 2, and the provisions of Title 53, chapter 1, part 2, apply to [section 6]."

Insert: "COORDINATION SECTION. Section 12. Coordination instruction. If both Senate Bill No. 63 and [this act] are passed and approved and if Senate Bill No. 63 contains a section amending 53-1-203, then the section amending 53-1-203 is void and any references in Senate Bill No. 63 to the "incentives and interventions grid adopted under 53-1-203" must be changed to the "incentives and interventions grid adopted under [section 5 of Senate Bill No. 59]."

Insert: "NEW SECTION. Section 13. Contingent voidness. (1) Pursuant to Joint Rule 40-65, if [this act] does not include an appropriation prior to being transmitted to the governor, then [section 3 and section 4(1)] are void.

(2) If the appropriation in [section 9] is vetoed, then [section 3 and section 4(1)] are void."

Insert: "NEW SECTION. Section 14. Effective dates. (1) Except as provided in subsections (2) and (3), [this act] is effective on passage and approval.

(2) [Sections 1, 2, 7, and 8] are effective October 1, 2017.

(3) [Section 9] is effective July 1, 2017."

Insert: "NEW SECTION. Section 15. Termination. [Sections 3 and 4] terminate June 30, 2019."

And, as amended, be concurred in. Report adopted.

SB 60, be concurred in. Report adopted.

SB 63, be concurred in. Report adopted.

SB 65, be amended as follows:

1. Title, page 1, line 12 through line 13.

Strike: "PROHIBITING" on line 12 through "ASSISTANCE;" on line 13

2. Page 2, line 15.

Following: "funds"

Insert: "and federal funds"

3. Page 2, line 18.

Strike: "EXCEPT AS" through ", THE"

Insert: "The"

4. Page 2, line 20 through line 21.

Strike: subsection (c) in its entirety

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5. Page 2, line 30 through page 3, line 1.

Strike: subsection (3) in its entirety

And, as amended, be concurred in. Report adopted.

SB 67, be concurred in. Report adopted.

SJR 3, be concurred in. Report adopted.

SJR 11, be concurred in. Report adopted.

LOCAL GOVERNMENT (Greef, Chair):

3/9/2017

SB 2, be concurred in. Report adopted.

SB 189, be concurred in. Report adopted.

TAXATION (Essmann, Chair):

3/10/2017

HB 308, introduced bill, be amended as follows:

1. Page 1, line 15.

Strike: "pursuant to a"

Insert: "in a new or expanded"

2. Page 1, line 16.

Following: "31."

Insert: "A new or expanded apprenticeship program is an apprenticeship program or a slot in an apprenticeship program that did not exist before [the effective date of this act]."

3. Page 1, line 18.

Following: "(a)"

Insert: "for tax years 2018 and 2019, \$1,000 for each apprentice employed who is a veteran;

(b) for tax year 2020 and after:

(i)"

4. Page 1, line 19.

Strike: "(b)"

Insert: "(ii)"

5. Page 1, line 29.

Following: "program"

Insert: ", that the program is a new or expanded apprenticeship program,"

6. Page 2, line 6.

Following: line 5

Insert: "(8) The department shall provide to each high school in the state information about apprenticeship programs, including but not limited to occupations for which apprenticeships are available, student application requirements, and program requirements."

Renumber: subsequent subsections

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And, as amended, do pass. Report adopted.

HB 391, introduced bill, be amended as follows:

1. Page 1, line 14.

Strike: "10%"

Insert: "3%"

2. Page 1, line 29.

Strike: "2017"

Insert: "2018"

And, as amended, do pass. Report adopted.

HB 442, introduced bill, be amended as follows:

1. Page 1, line 11 through page 6, line 6.

Strike: everything after the enacting clause

Insert: "**Section 1.** Section 15-6-201, MCA, is amended to read:

"15-6-201. Governmental, charitable, and educational categories -- exempt property.

(1) The following categories of property are exempt from taxation:

(a) except as provided in 15-24-1203, the property of:

(i) the United States, except:

(A) if congress passes legislation that allows the state to tax property owned by the federal government or an agency created by congress; or

(B) as provided in 15-24-1103;

(ii) the state, counties, cities, towns, and school districts;

(iii) irrigation districts organized under the laws of Montana and not operated for gain or profit;

(iv) municipal corporations;

(v) public libraries;

(vi) rural fire districts and other entities providing fire protection under Title 7, chapter 33;

(vii) special districts created pursuant to Title 7, chapter 11, part 10; and

(viii) subject to subsection (2), federally recognized Indian tribes in the state if the property is located entirely within the exterior boundaries of the reservation of the tribe that owns the property and the property is used exclusively by the tribe for essential government services. Essential government services are tribal government administration, fire, police, public health, education, recreation, sewer, water, pollution control, public transit, and public parks and recreational facilities.

(b) buildings and furnishings in the buildings that are owned by a church and used for actual religious worship or for residences of the clergy, not to exceed one residence for each member of the clergy, together with the land that the buildings occupy and adjacent land reasonably necessary for convenient use of the buildings, which must be identified in the application, and all land and improvements used for educational or youth recreational activities if the facilities are generally available for use by the general public but may not exceed 15 acres for

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a church or 1 acre for a clergy residence after subtracting any area required by zoning, building codes, or subdivision requirements;

(c) land and improvements upon the land, not to exceed 15 acres, owned by a federally recognized Indian tribe when the land has been set aside by tribal resolution and designated as sacred land to be used exclusively for religious purposes;

(d) property owned and used exclusively for agricultural and horticultural societies not operated for gain or profit;

(e) property, not to exceed 80 acres, which must be legally described in the application for the exemption, used exclusively for educational purposes, including dormitories and food service buildings for the use of students in attendance and other structures necessary for the operation and maintenance of an educational institution that:

(i) is not operated for gain or profit;

(ii) has an attendance policy; and

(iii) has a definable curriculum with systematic instruction;

(f) property, of any acreage, owned by a tribal corporation created for the sole purpose of establishing schools, colleges, and universities if the property meets the requirements of subsection (1)(e);

(g) property used exclusively for nonprofit health care facilities, as defined in 50-5-101, licensed by the department of public health and human services and organized under Title 35, chapter 2 or 3. A health care facility that is not licensed by the department of public health and human services and organized under Title 35, chapter 2 or 3, is not exempt.

(h) property that is:

(i) (A) owned and held by an association or corporation organized under Title 35, chapter 2, 3, 20, or 21; or

(B) owned by a federally recognized Indian tribe within the state and set aside by tribal resolution; and

(ii) devoted exclusively to use in connection with a cemetery or cemeteries for which a permanent care and improvement fund has been established as provided for in Title 35, chapter 20, part 3; and

(iii) not maintained and not operated for gain or profit;

(i) subject to subsection (2), property that is owned or property that is leased from a federal, state, or local governmental entity by institutions of purely public charity if the property is directly used for purely public charitable purposes;

(j) evidence of debt secured by mortgages of record upon real or personal property in the state of Montana;

(k) public museums, art galleries, zoos, and observatories that are not operated for gain or profit;

(l) motor vehicles, land, fixtures, buildings, and improvements owned by a cooperative association or nonprofit corporation organized to furnish potable water to its members or customers for uses other than the irrigation of agricultural land;

(m) the right of entry that is a property right reserved in land or received by mesne conveyance (exclusive of leasehold interests), devise, or succession to enter land with a surface title that is held by another to explore, prospect, or dig for oil, gas, coal, or minerals;

(n) (i) property that is owned and used by a corporation or association organized and operated exclusively for the care of persons with developmental disabilities, persons with mental illness, or persons with physical or mental impairments that constitute or result in substantial

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impediments to employment and that is not operated for gain or profit; and

(ii) property that is owned and used by an organization owning and operating facilities that are for the care of the retired, aged, or chronically ill and that are not operated for gain or profit;

(o) property owned by a nonprofit corporation that is organized to provide facilities primarily for training and practice for or competition in international sports and athletic events and that is not held or used for private or corporate gain or profit. For purposes of this subsection (1)(o), "nonprofit corporation" means an organization that is exempt from taxation under section 501(c) of the Internal Revenue Code and incorporated and admitted under the Montana Nonprofit Corporation Act.

(p) property rented or leased to a municipality or taxing unit for less than \$100 a year and that is used for public park, recreation, or landscape beautification purposes. For the purposes of this subsection (1)(p), "property" includes land but does not include buildings. The exemption must be applied for by the municipality or taxing unit, and not more than 10 acres within the municipality or taxing unit may be exempted.

(q) property, not to exceed 500 acres per county, owned by a nonprofit organization and used for a public park.

(2) (a) (i) For the purposes of tribal property under subsection (1)(a)(viii), the property subject to exemption may not be:

(A) operated for gain or profit;

(B) held under contract to operate, lease, or sell by a taxable individual;

(C) used or possessed exclusively by a taxable individual or entity; or

(D) held by a tribal corporation except for educational purposes as provided in subsection

(1)(f).

(ii) For the purposes of parks and recreational facilities under subsection (1)(a)(viii), the property must be:

(A) set aside by tribal resolution and designated as park land, not to exceed 640 acres, or be designated as a recreational facility; and

(B) open to the general public.

(b) For the purposes of subsection (1)(b), the term "clergy" means, as recognized under the federal Internal Revenue Code:

(i) an ordained minister, priest, or rabbi;

(ii) a commissioned or licensed minister of a church or church denomination that ordains ministers if the person has the authority to perform substantially all the religious duties of the church or denomination;

(iii) a member of a religious order who has taken a vow of poverty; or

(iv) a Christian Science practitioner.

(c) For the purposes of subsection (1)(i):

(i) the term "institutions of purely public charity" includes any organization that meets the following requirements:

(A) The organization offers its charitable goods or services to persons without regard to race, religion, creed, or gender and qualifies as a tax-exempt organization under the provisions of section 501(c)(3), Internal Revenue Code, as amended.

(B) The organization accomplishes its activities through absolute gratuity or grants. However, the organization may solicit or raise funds by the sale of merchandise, memberships, or tickets to public performances or entertainment or by other similar types of fundraising activities.

(ii) agricultural property owned by a purely public charity is not exempt if the agricultural

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property is used by the charity to produce unrelated business taxable income as that term is defined in section 512 of the Internal Revenue Code, 26 U.S.C. 512. A public charity claiming an exemption for agricultural property shall file annually with the department a copy of its federal tax return reporting any unrelated business taxable income received by the charity during the tax year, together with a statement indicating whether the exempt property was used to generate any unrelated business taxable income.

(iii) up to 15 acres of property owned by a purely public charity is exempt at the time of its purchase even if the property must be improved before it can directly be used for its intended charitable purpose. If the property is not directly used for the charitable purpose within 8 years of receiving an exemption under this section or if the property is sold or transferred before it entered direct charitable use, the exemption is revoked and the property is taxable. In addition to taxes due for the first year that the property becomes taxable, the owner of the property shall pay an amount equal to the amount of the tax due that year times the number of years that the property was tax-exempt under this section. The amount due is a lien upon the property and when collected must be distributed by the treasurer to funds and accounts in the same ratio as property tax collected on the property is distributed. At the time the exemption is granted, the department shall file a notice with the clerk and recorder in the county in which the property is located. The notice must indicate that an exemption pursuant to this section has been granted. The notice must describe the penalty for default under this section and must specify that a default under this section will create a lien on the property by operation of law. The notice must be on a form prescribed by the department.

(iv) not more than 160 acres may be exempted by a purely public charity under any exemption originally applied for after December 31, 2004. An application for exemption under this section must contain a legal description of the property for which the exemption is requested.

(d) For the purposes of subsection (1)(k), the term "public museums, art galleries, zoos, and observatories" means governmental entities or nonprofit organizations whose principal purpose is to hold property for public display or for use as a museum, art gallery, zoo, or observatory. The exempt property includes all real and personal property owned by the public museum, art gallery, zoo, or observatory that is reasonably necessary for use in connection with the public display or observatory use. Unless the property is leased for a profit to a governmental entity or nonprofit organization by an individual or for-profit organization, real and personal property owned by other persons is exempt if it is:

(i) actually used by the governmental entity or nonprofit organization as a part of its public display;

(ii) held for future display; or

(iii) used to house or store a public display.

(e) For the purposes of subsection (1)(q):

(i) the term "public park" means an area of land for the enjoyment of the public, having facilities for rest and recreation, and does not include:

(A) a park generally not accessible to or open to the public and created in order to comply with subdivision laws; or

(B) property with the sole or principal purpose of conservation generally or protection or conservation of wildlife;

(ii) an exemption for a public park must be approved by the governing body of the city or county in which the public park is located before an application for exemption is made to the department. The exemption must be considered in a public hearing and the governing body must

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consider the appropriateness of use of the land as a public park and the long-term sustainability of the park. If the governing body approves the exemption, a copy of the resolution or ordinance approving the exemption must be included in the application for exemption made to the department."

Insert: "NEW SECTION. **Section 2. Effective date.** [This act] is effective on passage and approval."

Insert: "NEW SECTION. **Section 3. Applicability.** [This act] applies to tax years beginning after December 31, 2017."

And, as amended, do pass. Report adopted.

SB 137, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 3/8/2017

SB 167, introduced by Vincent

SB 195, introduced by Connell

SB 245, introduced by Salomon

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 580, introduced by B. Hamlett, D. Barrett, K. Dudik, J. Eck, F. Garner, B. Hoven, S. Lavin, C. Schreiner, referred to Judiciary.

HB 581, introduced by M. Regier, referred to Judiciary.

HB 582, introduced by G. Hertz, referred to Business and Labor.

HB 583, introduced by K. White, referred to Taxation.

The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 18, introduced by A. Hertz, D. Fern, referred to Taxation.

HJR 19, introduced by B. Grubbs, D. Fern, F. Garner, B. Grubbs, J. Pomnichowski, G. Vance, referred to Transportation.

The following Senate bills were read first time, and referred to committees:

SB 167, introduced by C. Vincent, referred to Judiciary.

SB 195, introduced by P. Connell, referred to Judiciary.

SB 245, introduced by D. Salomon, referred to Business and Labor.

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**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative McConnell in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 24 - Senate Amendments - Representative Ehli moved Senate Amendments to **HB 24** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Ballance.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 65 - Governor's Amendments - Representative Holmlund moved Governor's Amendments to **HB 65** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson,

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Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Mandeville.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 81 - Senate Amendments - Representative Curdy moved Senate Amendments to **HB 81** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: B. Brown, Glimm, Harris, Hopkins, Noland, Rosendale.
Total 6

Excused: None.
Total 0

Absent or not voting: Hamilton.
Total 1

HB 119 - Senate Amendments - Representative Berglee moved Senate Amendments to **HB 119** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau,

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Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Burnett, Glimm.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 146 - Conference Committee Report No. 1 - Representative Zolnikov moved the Conference Committee report to **HB 146** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Bartel, Hayman, Rosendale.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 247 - Senate Amendments - Representative Dudik moved Senate Amendments to **HB 247** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt,

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Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair McConnell moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Garner.

Total 1

Excused: None.

Total 0

Absent or not voting: A Hertz, C Knudsen, Lenz.

Total 3

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 478 passed as follows:

Yeas: Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Grubbs, Gunderson, Hamilton, Harris, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Pierson, Price, Ryan, Shaw, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 53

Nays: Abbott, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curtis, Doane, Ehli, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Hamlett, G Hertz, Holmlund, Hopkins, Jones, Knokey, Loge, Mandeville, Noland, O'Hara, Patelis, Peppers, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Skees, Smith, Tschida, Zolnikov, Mr. Speaker.

Total 44

Excused: None.

Total 0

Absent or not voting: A Hertz, C Knudsen, Lenz.

Total 3

SB 54 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Windy Boy, Woods, Zolnikov.

Total 55

Nays: Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Harris, G Hertz, Holmlund, Hopkins, Jones, Knokey, Lavin, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 42

Excused: None.

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Total 0

Absent or not voting: A Hertz, C Knudsen, Lenz.

Total 3

SB 62 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: A Hertz, C Knudsen, Lenz.

Total 3

SB 86 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 67

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, McCarthy, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Schreiner, Swanson, Webber, Woods.

Total 30

Excused: None.

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Total 0

Absent or not voting: A Hertz, C Knudsen, Lenz.

Total 3

SB 89 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 89

Nays: Brodehl, Burnett, Cook, Galloway, Mandeville, Regier, Rosendale, Zolnikov.

Total 8

Excused: None.

Total 0

Absent or not voting: A Hertz, C Knudsen, Lenz.

Total 3

SB 100 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Knokey, Lavin, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 64

Nays: Abbott, Bachmeier, Bennett, Court, Curdy, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hill-Smith, Keane, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 33

Excused: None.

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Total 0

Absent or not voting: A Hertz, C Knudsen, Lenz.

Total 3

SB 129 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 90

Nays: Ballance, Cuffe, Flynn, Mandeville, Manzella, Redfield, Zolnikov.

Total 7

Excused: None.

Total 0

Absent or not voting: A Hertz, C Knudsen, Lenz.

Total 3

SB 142 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Brodehl, Cuffe, Galt, Hopkins.

Total 4

Excused: None.

Total 0

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Absent or not voting: A Hertz, C Knudsen, Lenz.

Total 3

MOTIONS

Representative Hamilton moved to change his vote on **HB 86** from Yes to No. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Monday, March 13, 2017. Motion carried.

House adjourned at 1:41 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FIFTY-SECOND LEGISLATIVE DAY**

Helena, Montana
March 13, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Loge. Posting of the Colors by the members of Great Falls High School Air Force Junior ROTC Color Guard. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

Representative Lenz rose on a **Point of Personal Privilege** to thank the members of the body for the support given to him and his family during the passing of his Father.

Representative Beard rose on a **Point of Personal Privilege** to thank everyone who traveled on the blue jean special on Saturday for helping her tour the southwest quadrant of HD 80, and thank you to Montana Rail Link and BNSF for hosting such a wonderful event.

COMMUNICATIONS AND PETITIONS

Mr. Speaker: We, your committee on Legislative Administration, having examined the daily journals for the eleventh, twelfth, thirteenth, fourteenth, and fifteenth legislative days, find the same to be correct.

Representative Ricci, Chair

BILLS (Ricci, Chair):

3/14/2017

Correctly printed: **HB 580, HB 581, HB 582, HB 583, HJR 18, HJR 19, SB 2, SB 60, SB 63, SB 67, SB 91, SB 108, SB 128, SB 137, SB 165, SB 169, SB 183, SB 189, SB 318, SJR 3, SJR 11.**

Correctly engrossed: **HB 308, HB 391, HB 442, SB 59, SB 65.**

Correctly enrolled: **HB 304.**

Examined by the sponsor and found to be correct: **HB 304.**

Signed by the Speaker at 11:00 a.m., March 13, 2017: **HB 304.**

Signed by the Chief Clerk of the House at 11:35 a.m., March 13, 2017: **HB 304.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

3/10/2017

HB 2, introduced bill, be amended as follows:

1. Page BP-1, line 9

Strike: everything after the enacting clause

Insert: amendments engrossed in second reading copy

And, as amended, do pass. Report adopted.

EDUCATION (Berglee, Chair):

3/10/2017

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SB 6, be concurred in. Report adopted.

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair): 3/10/2017
HB 216, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Following: "DECOMMISSIONING"

Insert: "PLAN AND"

2. Title, page 1, line 6

Strike: "BOND"

3. Title, page 1, line 7.

Following: the first "ESTABLISHING"

Insert: "PLAN AND"

Following: "TIMELINES;"

Insert: "PROVIDING EXCEPTIONS TO BOND REQUIREMENTS;"

4. Page 1, line 19 through line 23.

Strike: subsection (2) in its entirety

Insert: "(2) "Decommission" or "decommissioning" means:

(a) the removal of an aboveground wind turbine tower after the end of a wind generation facility's useful life or abandonment;

(b) except as provided in [section 2(2)], the removal of buildings, cabling, electrical components, roads, or any other associated facilities; and

(c) except as provided in [section 2(2)], reclamation of surface lands to the previous grade and to comparable productivity in order to prevent adverse hydrologic effects."

5. Page 1.

Following: line 27

Insert: "(6) "Repurposed" means having made a significant investment in an existing wind generation facility to extend the useful life of the facility by more than 5 years."

Renumber: subsequent subsections

6. Page 2, line 1.

Strike: "50"

Insert: "25"

7. Page 2, line 3 through page 3, line 5.

Strike: section 2 in its entirety

Insert: "NEW SECTION. Section 2. Bond -- penalty for failure to submit. (1) On or before July 1, 2018, the owner of a wind generation facility operating in Montana shall:

(a) notify the department in writing of the date that the facility began commercial operation;

(b) subject to subsection (2), submit a plan for decommissioning the facility to the department, including the scope of work to be completed and cost estimates for completion; and

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(c) provide the department with any other necessary information in accordance with [sections 1 through 5] and rules adopted pursuant to [sections 1 through 5] in order for the department to determine bond requirements in accordance with this section.

(2) If a property owner and the owner of a wind generation facility reach an agreement concerning alternative restoration of buildings, cabling, electrical components, roads, or any other associated facilities, instead of removal; alternative plans for reclamation of surface lands; or both alternative restoration and alternative plans for reclamation, decommissioning does not include removal, plans for reclamation, or both, as long as a copy of the agreement is provided to the department.

(3) If necessary, the department may modify a plan for decommissioning to determine bond requirements in accordance with subsections (4) through (8).

(4) In determining the amount of a bond required in accordance with subsection (6), the department shall consider:

(a) the character and nature of the site where the wind generation facility is located; and

(b) the current market salvage value of the wind generation facility, as determined by an independent evaluator.

(5) Except as provided in subsections (7) and (8) and in accordance with subsection (6), the owner of a wind generation facility shall submit to the department a bond payable to the state of Montana in a form acceptable by the department and in the sum determined by the department, conditioned on the faithful decommissioning of the wind generation facility.

(6)(a) Except as provided in subsections (7) and (8), if a wind generation facility commenced commercial operation on or before January 1, 2007, the operator shall submit the decommissioning bond to the department prior to the conclusion of the 16th year of operation of the wind generation facility.

(b) Except as provided in subsections (7) and (8), if a wind generation facility commenced commercial operation after January 1, 2007, the operator shall submit the decommissioning bond to the department prior to the conclusion of the 15th year of operation of the wind generation facility.

(7) If a wind generation facility is repurposed, as determined by the department in consultation with the owner, the owner is not required to provide a bond, and any existing bond must be released until the repurposed facility reaches its 5th year of operation.

(8) An owner of a wind generation facility is exempt from the requirements of subsection (6) if:

(a) the owner posts a bond with a federal agency, with the department of natural resources and conservation for the lease of state land, or with a tribal, county, or local government;

(b) the private landowner on whose land the wind generation facility is located owns a 10% or greater share of the wind generation facility, as determined by the department; or

(c) the wind generation facility commenced commercial operation on or before January 1, 2018, and has less than 25 megawatts in nameplate capacity.

(9) (a) If the owner of the wind generation facility fails to submit a decommissioning bond acceptable to the department within the timeframe required by this section, the department may assess an administrative penalty of not more than \$1,500, and an additional administrative penalty of not more than \$1,500 for each day the failure to submit the decommissioning bond continues.

(b) The owner of the wind generation facility may appeal the department's penalty assessment to the board within 20 days after receipt of written notice of the penalty. The contested case provisions of the Montana Administrative Procedure Act, Title 2, chapter 4, part 6, apply to a hearing before the board under this subsection (9).

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(10) If the owner of a wind generation facility transfers ownership of the facility to a successor owner, the first owner's bond must be released after 90 days. The new owner shall submit any necessary bond within 90 days after transfer of ownership or be subject to penalties in accordance with this section.

(11) Once every 5 years, the owner of a wind generation facility may apply to the department for a reduction in the amount of the decommissioning bond applicable to the wind energy facility. The owner's application to the department must include a detailed description of any material changes to information considered by the department in setting the initial amount of the bond.

(12) Submitting a bond in accordance with this section does not absolve the owner of a wind generation facility from complying with applicable regulations and requirements for:

- (a) areas subject to local zoning adopted under Title 76, chapter 2;
- (b) military affected areas under Title 10, chapter 1, part 15; or
- (c) airport affected areas under Title 67, chapter 7."

8. Page 3, line 10.

Strike: "[section 2(5)]"

Insert: "[section 2(9)]"

9. Page 3, line 21.

Following: "(1)"

Strike: "The"

Insert: "(a) Subject to subsection (1)(b), the"

10. Page 3.

Following: line 22

Insert: "(b) At any time, an owner of a wind generation facility may petition the department for release of the bond, and the department shall reply with a determination within 90 days."

11. Page 3, line 24.

Strike: "30"

Insert: "90"

12. Page 4, line 2.

Strike: "[section 2(5)]"

Insert: "[section 2(9)]"

And, as amended, do pass. Report adopted.

HB 365, introduced bill, be amended as follows:

1. Page 5, line 22.

Following: "not"

Insert: "reasonably"

Following: "accurate"

Insert: "for locatable underground facilities"

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2. Page 8, line 20.

Strike: "by a property owner"

3. Page 8, line 29 through line 30.

Strike: "assign" on line 29 through "or" on line 30

4. Page 9, line 1.

Strike: "reasonable" through "or"

5. Page 9, line 4.

Strike: "(i)"

6. Page 9, line 5 through line 7.

Strike: subsection (ii) in its entirety

7. Page 12, line 17.

Following: "a"

Insert: "notwithstanding [section 10(6)],"

And, as amended, do pass. Report adopted.

HR 2, be adopted. Report adopted.

JUDICIARY (Doane, Chair):

3/13/2017

SB 28, be concurred in. Report adopted.

SB 97, be concurred in. Report adopted.

SB 107, be concurred in. Report adopted.

SB 113, be concurred in. Report adopted.

SB 228, be concurred in. Report adopted.

SB 229, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence:

3/09/2017

SB 154, introduced by Lang

SB 193, introduced by Ankney

SB 218, introduced by Blasdel

SB 251, introduced by Facey

SB 254, introduced by Blasdel

Conference Committee Report No.1 adopted:

3/10/2017

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HB 146, introduced by Zolnikov

House bills concurred in and returned to the House:

3/10/2017

HB 286, introduced by Shaw

HB 304, introduced by Cook

HB 305, introduced by Harris

HB 346, introduced by Curdy

HB 347, introduced by D. Jones

HB 377, introduced by Redfield

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 584, introduced by B. Hamlett, C. Vincent, referred to Natural Resources.

HB 585, introduced by A. Knudsen, J. Keane, referred to Energy, Technology, and Federal Relations.

HB 586, introduced by D. Lenz, V. Ricci, referred to Appropriations.

The following Senate bills were read first time, and referred to committees:

SB 154, introduced by M. Lang, referred to Energy, Technology, and Federal Relations.

SB 193, introduced by D. Ankney, referred to Human Services.

SB 218, introduced by M. Blasdel, referred to Fish, Wildlife and Parks.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Anderson in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 2 - Representative Loge moved **SB 2** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hill-Smith, Holmlund, Jones, Karjala, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Shaw, Smith, Swanson, Trebas, Usher, Webb, Webber, Welch, White, Woods.

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Total 67

Nays: Beard, Bennett, Berglee, Brodehl, B. Brown, Cuffe, Doane, Essmann, Flynn, Galt, Harris, Hayman, A Hertz, G Hertz, Hopkins, Jacobson, Keane, C Knudsen, Lenz, Mandeville, Peppers, Redfield, Rosendale, Schreiner, Skees, Staffanson, Stewart-Per, Tschida, Vinton, Wagoner, Windy Boy, Zolnikov, Mr. Speaker.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 60 - Representative McConnell moved **SB 60** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 63 - Representative McConnell moved **SB 63** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales,

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Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Flynn, Garner, Hopkins, Lavin, Redfield.
Total 5

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 67 - Representative Wagoner moved **SB 67** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Hopkins.
Total 1

SB 91 - Representative B. Brown moved **SB 91** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Curdy, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith,

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Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 84

Nays: Abbott, Court, Cuffe, Curtis, Dunwell, Eck, Fleming, Funk, Hayman, Karjala, Olsen, Pierson, Stewart-Per, Swanson, Webber, Woods.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 108 - Representative Ricci moved **SB 108** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Burnett, Cook, Galloway, Mandeville, Olsen, Rosendale.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 137 - Representative Welch moved **SB 137** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price,

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Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Olsen, Ryan.

Total 2

Excused: None.

Total 0

Absent or not voting: Shaw.

Total 1

SB 165 - Representative Welch moved **SB 165** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Anderson moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen,

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Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Anderson.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 24 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Ballance.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 65 passed as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Mandeville.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 81 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Brodehl, B. Brown, Flynn, Glimm, Harris, Hopkins, Redfield, Rosendale.
Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 119 passed as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Brodehl, Burnett.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 146 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Bartel, Hayman, Rosendale.
Total 3

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 247 passed as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Representative Ehli moved to re-refer **SB 60** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 63** to the Appropriations Committee. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 489**
Motion carried.

HB 489 (M. Noland, Chief Sponsor)
Skees.

ANNOUNCEMENTS

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Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, March 14, 2017.
Motion carried.

House adjourned at 2:05 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FIFTY-THIRD LEGISLATIVE DAY**

Helena, Montana
March 14, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Dunwell. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Dudik, Grubbs, excused. Quorum present.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

3/14/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Friday, March 10, 2017:

Bonny Krogedal, Bainville
Matthew Palmer, Helena
Jesse Squires, Florence
Celena Squires, Florence
Alye Fjell, Deer Lodge
Cheyenne Damron, Glendive
Riley Duram, Eureka

and recommend that the following pages of the House be employed as of 8:00 a.m., Monday, March 13, 2017:

Amanda Martin, Harlowton
Abigail Ator, Medicine Lake
Sierra Machart, Culbertson
Megan Turner, Plains
Emma Madsen, Great Falls
Jordee Bomgardner, Loma

Report Adopted.

BILLS (Ricci, Chair):

3/14/2017

Correctly printed: **HB 584, HB 585, HB 586, HR 2, SB 2, SB 6, SB 28, SB 60, SB 63, SB 67, SB 91, SB 97, SB 107, SB 108, SB 113, SB 137, SB 165, SB 228, SB 229.**

Correctly engrossed: **HB 2, HB 216, HB 365.**

Correctly enrolled: **HB 24, HB 81, HB 119, HB 146, HB 247, HB 286, HB 305, HB 346, HB 347, HB 377.**

Transmitted to the Senate: **SB 2, SB 67, SB 91, SB 108, SB 137, SB 165.**

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BUSINESS AND LABOR (Noland, Chair): 3/14/2017
HB 564, do pass. Report adopted.

EDUCATION (Berglee, Chair): 3/13/2017
HB 390, do pass. Report adopted.

JUDICIARY (Doane, Chair): 3/14/2017
HB 562, introduced bill, be amended as follows:

1. Page 1, line 20 through line 21.

Strike: "∴" on line 20 through "(i)" on line 21

2. Page 1, line 22 through line 23.

Strike: "; or" on line 22 through "signal" on line 23

3. Page 1, line 28.

Strike: "device or other"

4. Page 1, line 28.

Strike: "equipment"

Insert: "device"

5. Page 2, line 13 through line 14.

Strike: "∴" on line 13 through "(a)" on line 14

6. Page 2, line 15 through line 16.

Strike: "; or" on line 15 through "signal" on line 16

7. Page 2, line 21.

Strike: "device or other"

8. Page 2, line 21.

Strike: "equipment"

Insert: "device"

9. Page 4, line 3 through line 4.

Strike: "∴" through "(i)"

10. Page 4, line 5 through line 6.

Strike: "; or" on line 5 through "signal" on line 6

11. Page 4, line 11.

Strike: "device or other"

12. Page 4, line 11.

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Strike: "equipment"

Insert: "device"

And, as amended, do pass. Report adopted.

SB 286, be amended as follows:

1. Page 1, line 24.

Following: "subsection (1)"

Insert: "in an action to enforce a contract or obligation involving the property"

And, as amended, be concurred in. Report adopted.

TRANSPORTATION (Lavin, Chair):

3/13/2017

HB 528, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Strike: "ONLY"

Insert: "AND FOR CERTAIN EMERGENCY OR POLICE VEHICLES"

2. Page 2.

Following: line 15

Insert: "(4) Authorized emergency vehicles, emergency service vehicles, and police vehicles may use light bars at an accident scene or an incident scene."

And, as amended, do pass. Report adopted.

SB 182, be concurred in. Report adopted.

SB 231, be concurred in. Report adopted.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 172**
Report No. 001, March 13, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 172** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 172** (reference copy -- salmon) be amended as follows:

1. Page 1, line 26 through line 27.

Strike: ":", on line 26 through "year," on line 27

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2. Page 1, line 29 through page 2, line 1.

Strike: "; or" on page 1, line 29 through "statements" on page 2, line 1

For the Senate:

Buttrey, Chair
Facey

For the House:

Fitzgerald, Vice Chair
Pierson
Rosendale

MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 3/11/2017

SB 180, introduced by Lang

SB 196, introduced by Fitzpatrick

SB 285, introduced by Lang

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/11/2017

HB 3, introduced by Ballance

HB 131, introduced by Perry

HB 148, introduced by Zolnikov

HB 256, introduced by C. Knudsen

MESSAGES FROM THE GOVERNOR

March 13, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Monday, March 13, 2017, I signed the following bill:

HB 232 - K. Holmlund

Sincerely,

STEVE BULLOCK
Governor

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FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 587, introduced by R. Shaw, referred to Natural Resources.

HB 588, introduced by A. Hertz, referred to Taxation.

HB 589, introduced by D. Lenz, M. Caferro, R. Ehli, J. Karjala, K. Kelker, A. Olszewski, C. Smith, referred to Human Services.

HB 590, introduced by J. Karjala, L. Bishop, Z. Brown, G. Custer, J. Eck, M. Funk, E. Hill Smith, D. Lenz, W. McKamey, G. Pierson, S. Stewart-Peregoy, J. Windy Boy, referred to Human Services.

The following Senate bills were introduced, read first time, and referred to committees:

SB 180, introduced by M. Lang, referred to Taxation.

SB 251, introduced by T. Facey, referred to Judiciary.

SB 254, introduced by M. Blasdel, referred to Business and Labor.

SB 285, introduced by M. Lang, referred to Agriculture.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative M. Regier in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 113 - Representative Ehli moved consideration of **SB 113** be passed for the day. Motion carried.

HB 216 - Representative Keane moved **HB 216** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

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Nays: Bennett, Hopkins, Rosendale.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 365 - Representative Shaw moved **HB 365** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 442 - Representative Court moved **HB 442** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lenz, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 63

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Knokey, C Knudsen, Lavin, Loge, Mandeville, Manzella, Noland, O'Hara, Redfield, Regier, Rosendale, Sales, Skees,

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Staffanson, Tschida, Wagoner, White, Mr. Speaker.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 6 - Representative Greef moved **SB 6** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

SB 28 - Representative Z. Brown moved **SB 28** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Rosendale, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 78

Nays: Abbott, Bennett, Brodehl, Burnett, Curdy, Eck, Ellis, Funk, Harris, Hayman, Hill-Smith,

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Karjala, Kelker, McConnell, Morigeau, Olsen, Peppers, Ricci, Ryan, Sales, Schreiner, Woods.
Total 22

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 59 - Representative Kelker moved **SB 59** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Flynn, Glimm, Lavin, Noland.
Total 4

Excused: None.
Total 0

Absent or not voting: McKamey, Olsen.
Total 2

SB 65 - Representative Usher moved **SB 65** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.
Total 79

Nays: Bartel, Beard, Burnett, Doane, Flynn, Galloway, Galt, Garner, Glimm, Hopkins, Jones, C Knudsen, Lavin, Noland, Redfield, Rosendale, Skees, Staffanson, Tschida, Vinton, Mr.

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Speaker.

Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 107 - Representative Mortensen moved **SB 107** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 189 - Representative Custer moved **SB 189**, second reading copy, be amended as follows:

1. Title, line 7.

Strike: "ONLY"

2. Page 1, line 30 through page 2, line 1.

Strike: "Failure" on page 1, line 30 through "only the" on page 2, line 1

Insert: "The"

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman,

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Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 47

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 53

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 189 - Representative Skees moved **SB 189** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair M. Regier moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop,

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Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 95

Nays: G Hertz.

Total 1

Excused: None.

Total 0

Absent or not voting: Dudik, Grubbs, Lenz, Mr. Speaker.

Total 4

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 2 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Kelker, Kipp III, Lavin, Loge, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Shaw, Smith, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 67

Nays: Bennett, Berglee, Brodehl, B. Brown, Cuffe, Doane, Essmann, Flynn, Galt, Harris, Hayman, A Hertz, G Hertz, Hopkins, Keane, Knokey, C Knudsen, Lenz, Lynch, Mandeville, Olsen, Redfield, Rosendale, Schreiner, Skees, Staffanson, Stewart-Per, Tschida, Vinton, Zolnikov, Mr. Speaker.

Total 31

Excused: None.

Total 0

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Absent or not voting: Dudik, Grubbs.

Total 2

SB 67 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Dudik, Grubbs.

Total 2

SB 91 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 87

Nays: Dunwell, Eck, Fleming, Hayman, McConnell, Olsen, Ryan, Stewart-Per, Swanson, Webber, Woods.

Total 11

Excused: None.

Total 0

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Absent or not voting: Dudik, Grubbs.

Total 2

SB 108 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Burnett, Cook, Galloway, Mandeville, Olsen, Rosendale.

Total 6

Excused: None.

Total 0

Absent or not voting: Dudik, Grubbs.

Total 2

SB 137 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: Dudik, Grubbs.

Total 2

SB 165 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Dudik, Grubbs.

Total 2

MOTIONS

Representative Ehli moved to re-refer **HB 365** to the Appropriations Committee. Without objection, so ordered.

Representative Shaw rose on a **Point of Personal Privilege** to ask the body to keep in prayer the family and friends of a young man from Twin Bridges who recently lost his life in a dirt biking accident. Mr. Speaker requested a moment of silence.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Wednesday, March 15, 2017. Motion carried.

House adjourned at 2:42 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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65TH LEGISLATURE
FIFTY-FOURTH LEGISLATIVE DAY**

Helena, Montana
March 15, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative B. Brown. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Dudik, excused. Quorum present.

BILLS (Ricci, Chair):

3/15/2017

Correctly printed: **HB 216, HB 365, HB 390, HB 434, HB 442, HB 564, HB 587, HB 588, HB 589, HB 590, SB 6, SB 8, SB 28, SB 59, SB 65, SB 79, SB 107, SB 121, SB 151, SB 152, SB 155, SB 157, SB 177, SB 182, SB 189, SB 231, SB 264.**

Correctly engrossed: **HB 528, HB 562, SB 286.**

Examined by the sponsor and found to be correct: **HB 24, HB 81, HB 119, HB 146, HB 286, HB 305, HB 346, HB 347, HB 377.**

Transmitted to the Senate: **HB 216, HB 442, SB 6, SB 28, SB 59, SB 65, SB 107, SB 189.**

Signed by the President at 11:05 a.m., March 15, 2017: **HB 304.**

Delivered to the Governor for approval at 4:17 p.m., March 15, 2017: **HB 304.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair):

3/14/2017

HB 466, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Strike: "GASOLINE AND"

2. Page 1, line 14.

Following: "(1)"

Insert: "(a)"

3. Page 1, line 16.

Following: "keylock"

Strike: " "

Following: "or"

Insert: "or"

Strike: ", or credit or debit card"

Following: "use."

Insert: "(b) An applicant whose use qualifies as agricultural use may apply for a refund of the applicable tax on the gallons of special fuel as indicated by evidence of credit or debit card purchases as an estimate of off-highway use.

(c)"

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4. Page 1, line 21.

Following: "(1)"

Insert: "(a)"

5. Page 1, line 25.

Following: "(1)"

Insert: "(b)"

6. Page 1, line 26.

Strike: "gasoline or"

And, as amended, do pass. Report adopted.

SB 155, be concurred in. Report adopted.

SB 157, be concurred in. Report adopted.

APPROPRIATIONS (Ballance, Chair):

3/14/2017

HB 428, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Following: "AUTHORITY;"

Strike: "AND"

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 4, line 10.

Following: line 9

Insert: "NEW SECTION. Section 2. Effective date. [This act] is effective on passage and approval."

And, as amended, do pass. Report adopted.

HB 434, do pass. Report adopted.

HB 565, introduced bill, be amended as follows:

1. Page 4, line 2.

Strike: "1.0137; and"

Insert: "1.005;"

2. Page 4, line 3.

Strike: "1.01."

Insert: "1.0187;

(C) for fiscal year 2020 and thereafter, determined as provided in subsection (4)(b)(ii). The rate must be applied to the entitlement payment for the previous fiscal year as if the payment had

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been calculated using entitlement share growth rates for fiscal years 2018 and 2019 as provided in subsection (4)(b)(ii)."

3. Page 6, line 23.

Strike: "or"

Insert: "and"

And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair):
SB 264, be concurred in. Report adopted.

3/14/2017

LEGISLATIVE ADMINISTRATION (Ricci, Chair):
SB 8, be concurred in. Report adopted.
SB 40, be amended as follows:

3/14/2017

1. Page 1, line 19.

Following: "appropriation"

Insert: "until a qualified operator is hired under a subsequent request for proposals. The division may not be the sole operator on a permanent basis but shall seek to maintain a partnership with an outside operator. The division shall issue a request for proposals before the end of any biennium during which the division serves as a temporary operator. Any scoring and review team for the requested proposals must include a member of the majority party and a member of the minority party who are members of the legislative council"

And, as amended, be concurred in. Report adopted.

SB 151, be concurred in. Report adopted.

LOCAL GOVERNMENT (Greef, Chair):
HB 445, introduced bill, be amended as follows:

3/14/2017

1. Title, page 1, line 11.

Following: "IMPOSE"

Insert: "NECESSARY, ADDITIONAL"

2. Page 2, line 30.

Following: "application and"

Insert: "preliminary"

3. Page 2, line 30 through page 3, line 1.

Strike: "reviewed and approved or conditionally approved"

Insert: "that"

Following: "submission"

Strike: "as"

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Insert: "consists of"

4. Page 4, line 11.

Following: "phased development"

Insert: "preliminary"

5. Page 4, line 12.

Strike: "subdivider must also submit"

Insert: "phased development application must contain"

Strike: "76-3-603, 76-3-608, 76-3-621, and 76-3-622"

Insert: "parts 5 and 6 of this chapter"

6. Page 4, line 13.

Strike: "for review under parts 5 and 6 of this chapter"

Strike: "must include"

7. Page 4, line 16.

Strike: "(3)"

Insert: "(4)"

8. Page 4, line 17.

Following: "welfare."

Strike: "Each"

Insert: "

(2) Except as otherwise provided by this section, the phased development application must be reviewed in conformity with parts 5 and 6 of this chapter. In addition, each"

Renumber: subsequent subsections

9. Page 4, line 18.

Strike: "(3)"

Insert: "(4)"

10. Page 4, line 21.

Strike: "15"

Insert: "20"

Following: "development"

Insert: "preliminary"

11. Page 4, line 23 through line 24.

Strike: "When a phase" on line 23 through "by the subdivider," on line 24

Insert: "Prior to the commencement of each phase, the subdivider shall provide written notice to the governing body. The governing body shall hold"

12. Page 4, line 24 through line 25.

Strike: "must be" on line 24 through "held" on line 25

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13. Page 4, line 25.

Following: "76-3-605(3)"

Strike: "and"

Insert: "within 30 working days after receipt of the written notice from the subdivider. After the hearing,"

14. Page 4, line 28.

Strike: "if it imposes"

Insert: "within 20 working days of the hearing and may impose necessary,"

15. Page 5, line 2.

Strike: "(2)"

Insert: "(3)"

16. Page 5, line 3.

Strike: "(3)"

Insert: "(4)"

And, as amended, do pass. Report adopted.

SB 79, be concurred in. Report adopted.

SB 177, be concurred in. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):

3/15/2017

SB 121, be concurred in. Report adopted.

SB 152, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

SB 25 - The Senate failed to concur in amendments to **SB 25** and authorized the President to appoint the following **Free** Conference Committee to meet with a like committee from the House to confer on **SB 25**:

3/14/2017

Senator Blasdel, Chair

Senator Buttrey

Senator Facey

House bill not concurred in and returned to the House:

3/13/2017

HB 267, introduced by Garner

House bills concurred in and returned to the House:

3/13/2017

HB 95, introduced by Pierson

HB 163, introduced by Custer

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HB 173, introduced by Dudik

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 591, introduced by Z. Brown, referred to State Administration.

HB 592, introduced by D. Zolnikov, referred to Appropriations.

HB 593, introduced by N. McConnell, K. Abbott, J. Bachmeier, B. Bennett, L. Bishop, J. Eck, J. Ellis, T. Facey, D. Hayman, S. Morigeau, A. Olsen, M. Ryan, K. Swanson, C. Wolken, T. Woods, referred to Natural Resources.

HB 594, introduced by D. Lenz, N. Ballance, R. Brodehl, R. Ehli, A. Knudsen, R. Osmundson, S. Sales, D. Skees, B. Tschida, P. Webb, R. Webb, referred to State Administration.

HB 595, introduced by D. Skees, F. Anderson, N. Ballance, D. Bartel, B. Beard, S. Berglee, M. Blasdel, R. Brodehl, B. Brown, D. Brown, T. Burnett, A. Doane, R. Ehli, J. Fielder, R. Fitzgerald, K. Flynn, W. Galt, T. Gauthier, C. Glimm, E. Greef, S. Gunderson, B. Harris, S. Hinebauch, J. Hinkle, M. Hopkins, D. Howard, D. Jones, A. Knudsen, C. Knudsen, S. Lavin, D. Lenz, D. Loge, F. Mandeville, T. Manzella, W. McKamey, D. Mortensen, M. Noland, J. O'Hara, A. Olszewski, R. Osmundson, J. Patelis, K. Regier, M. Regier, V. Ricci, T. Richmond, A. Rosendale, L. Sheldon-Galloway, C. Smith, S. Staffanson, J. Trebas, B. Tschida, B. Usher, S. Vinton, K. Wagoner, P. Webb, referred to Judiciary.

The following Senate bill was read first time, and referred to committee:

SB 196, introduced by S. Fitzpatrick, referred to Transportation.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 216 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Bennett, Rosendale.

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Total 2

Excused: Dudik.

Total 1

Absent or not voting: None.

Total 0

HB 442 passed as follows:

Yeas: Abbott, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lenz, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 61

Nays: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lavin, Loge, Mandeville, Manzella, Noland, O'Hara, Redfield, Regier, Sales, Skees, Staffanson, Tschida, Wagoner, White, Mr. Speaker.

Total 38

Excused: Dudik.

Total 1

Absent or not voting: None.

Total 0

SB 6 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

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Excused: Dudik.

Total 1

Absent or not voting: Gunderson.

Total 1

SB 28 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curtis, Custer, Doane, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Rosendale, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 79

Nays: Abbott, Bennett, Brodehl, Burnett, Curdy, Eck, Ellis, Funk, Harris, Hill-Smith, Karjala, Kelker, McConnell, Olsen, Peppers, Ricci, Ryan, Sales, Woods.

Total 19

Excused: Dudik.

Total 1

Absent or not voting: Gunderson.

Total 1

SB 59 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Flynn, Glimm, Lavin, Noland.

Total 4

Excused: Dudik.

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Total 1

Absent or not voting: None.

Total 0

SB 65 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 83

Nays: Beard, Burnett, Galloway, Galt, Glimm, Hopkins, C Knudsen, Lavin, Noland, Redfield, Rosendale, Skees, Staffanson, Tschida, Vinton, Mr. Speaker.

Total 16

Excused: Dudik.

Total 1

Absent or not voting: None.

Total 0

SB 107 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: Dudik.

Total 1

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Absent or not voting: None.

Total 0

SB 189 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 38

Excused: Dudik.

Total 1

Absent or not voting: None.

Total 0

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Stewart-Peregoy in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 113 - Representative Ehli moved consideration of **SB 113** be placed at the top of the second reading board. Motion carried.

HB 3 - Senate Amendments - Representative Ballance moved Senate Amendments to **HB 3** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund,

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Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 93

Nays: Bennett, Dunwell, Glimm, McConnell, Redfield, Schreiner, Zolnikov.
Total 7

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 148 - Senate Amendments - Representative Zolnikov moved Senate Amendments to **HB 148** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 172 - Conference Committee Report - Representative Fitzgerald moved Conference Committee Report for **HB 172** be adopted. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Ehli, Ellis,

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Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 93

Nays: Abbott, Bishop, Curtis, Eck, Olsen, Peppers, Woods.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 256 - Senate Amendments - Representative C. Knudsen moved Senate Amendments to **HB 256** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Zolnikov, Mr. Speaker.

Total 92

Nays: Curtis, Eck, Glimm, Manzella, Ryan, Swanson, White, Woods.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 308 - Representative Schreiner moved **HB 308** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 95

Nays: Brodehl, Burnett, Harris, Regier, Zolnikov.
Total 5

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 390 - Representative D. Jones moved **HB 390** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 391 - Representative Jacobson moved **HB 391** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 68

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galt, Glimm, Harris, G Hertz, Holmlund, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Noland, Redfield, Regier, Rosendale, Skees, Staffanson, Wagoner, Zolnikov, Mr. Speaker.

Total 32

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 564 - Representative Patelis moved **HB 564** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Burnett, Cuffe, Flynn, Galloway, Harris, Hayman, Lenz, Manzella, McKamey, Redfield, Webb.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 182 - Representative Loge moved **SB 182** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hopkins.

Total 1

SB 228 - Representative Usher moved **SB 228** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Brodehl, Mandeville, McKamey, Rosendale, Staffanson, Tschida.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HOUSE JOURNAL
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SB 229 - Representative Cook moved **SB 229** be concurred in.

SB 229 - Representative Brodehl moved for cloture. Motion carried. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 86

Nays: Bennett, Cook, Fleming, Funk, Karjala, Lynch, Mandeville, McConnell, Olsen, Peppers, Rosendale, Smith, Windy Boy.

Total 13

Excused: None.

Total 0

Absent or not voting: Dudik.

Total 1

SB 229 - Be concurred in motion for **SB 229** carried as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Burnett, Cook, Court, Cuffe, Curtis, Custer, Doane, Dudik, Eck, Ehli, Essmann, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 81

Nays: Bachmeier, B. Brown, Z. Brown, Curdy, Dunwell, Ellis, Fern, Galloway, Hill-Smith, Karjala, Manzella, Mortensen, Olsen, Peppers, Smith, Webber, Windy Boy, Woods, Zolnikov.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

SB 318 - Representative Loge moved **SB 318** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Z. Brown.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Stewart-Peregoy moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Olsen, Peppers, Smith.

Total 3

Excused: None.

Total 0

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Absent or not voting: Dudik.

Total 1

MOTIONS

Representative Ehli moved the Speaker be authorized to appoint a Free Conference Committee and request the Senate to appoint a like committee to confer on House Amendments to **SB 25**. Motion carried. Speaker Knudsen appointed:

3/15/2017

Representative Mortensen
Representative Ricci
Representative Schreiner

Representative Ehli moved to re-refer **HB 390** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 391** to the Appropriations Committee. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Thursday, March 16, 2017. Motion carried.

House adjourned at 2:29 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FIFTY-FIFTH LEGISLATIVE DAY**

Helena, Montana
March 16, 2017

House Chambers
State Capitol

House convened at 8:00 a.m. Mr. Speaker presiding. Invocation by Representative Staffanson. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Dudik, excused. Quorum present.

COMMUNICATIONS AND PETITIONS

Mr. Speaker:

We, your committee on Legislative Administration, having examined the daily journals for the sixteenth, seventeenth, eighteenth, nineteenth, and twentieth legislative days, find the same to be correct.

Representative Ricci, Chair

BILLS (Ricci, Chair):

3/16/2017

Correctly printed: **HB 308, HB 390, HB 391, HB 564, HB 591, HB 592, HB 593, HB 594, HB 595, SB 182, SB 228, SB 229, SB 318.**

Correctly engrossed: **HB 2, HB 428, HB 445, HB 466, HB 565, SB 40, SB 58, SB 127, SB 143, SB 168, SB 182, SB 216, SB 291, SB 292, SJR 5, SJR 18.**

Correctly enrolled: **HB 95, HB 152, HB 211, HB 214.**

Examined by the sponsor and found to be correct: **HB 95, HB 152, HB 211, HB 214.**

Transmitted to the Senate: **HB 2, HB 308, HB 434, HB 564, SB 182, SB 228, SB 229, SB 318.**

Signed by the Speaker at 11:45 a.m., March 16, 2017: **HB 24, HB 81, HB 119, HB 146, HB 286, HB 305, HB 346, HB 347, HB 377.**

Signed by the Chief Clerk of the House at 1:00 p.m., March 16, 2017: **HB 24, HB 81, HB 119, HB 146, HB 286, HB 305, HB 346, HB 347, HB 377.**

Signed by the President at 3:47 p.m., March 16, 2017: **HB 24, HB 81, HB 119, HB 146, HB 286, HB 305, HB 346, HB 347, HB 377.**

Delivered to the Governor for approval at 4:35 p.m., March 16, 2017: **HB 24, HB 81, HB 119, HB 146, HB 286, HB 305, HB 346, HB 347, HB 377.**

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair):

3/15/2017

SB 58, be amended as follows:

1. Page 3, line 15.

Following: "An insurer"

Insert: "that provides personal lines insurance for an insured"

Following: "consider"

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Strike: "an"

Insert: "the"

2. Page 3.

Following: line 19

Insert: "(c) (i) For the purposes of this subsection (13), the term "personal lines insurance" means vehicle insurance under 33-1-206(1)(a) and property insurance under 33-1-210 that is sold by an insurer for personal, family, or household purposes.

(ii) The term does not include disability insurance or insurance for commercial, business, or professional services, products, or activities."

And, as amended, be concurred in. Report adopted.

SB 216, be amended as follows:

3/15/2017

1. Page 3, line 27.

Following: "220"

Insert: "to the extent of contributions made before the suit resulting in judgment was filed and the earnings on those contributions"

And, as amended, be concurred in. Report adopted.

SB 222, be concurred in. Report adopted.

SB 291, be amended as follows:

1. Page 1, line 16.

Following: "full"

Insert: "and does not offer memberships under 50-6-320"

2. Page 1, line 22.

Strike: "and includes" through "Title 20"

3. Page 1.

Following: line 25

Insert: "COORDINATION SECTION. Section 2. Coordination instruction. If both House Bill No. 73 and [this act] are passed and approved, then the reference in [this act] to 50-6-320 must be changed to "[sections 1 through 9 as provided in House Bill No. 73]"."

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

SB 292, be amended as follows:

1. Page 1, line 24.

Following: "insurer"

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Insert: "or health plan"

2. Page 2.

Following: line 5

Insert: "(d) "Health plan" means the group insurance program authorized by Title 2, chapter 18, part 7, state employee group insurance program established in Title 2, chapter 18, part 8, or the Montana university system group benefits plans established in Title 20, chapter 25, part 13."

Renumber: subsequent subsections

3. Page 2, line 7 through line 8.

Following: "33-22-140"

Strike: "and includes" on line 7 through "Title 20" on line 8

And, as amended, be concurred in. Report adopted.

SB 302, be concurred in. Report adopted.

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair):

3/15/2017

SB 164, be concurred in. Report adopted.

SB 168, be amended as follows:

1. Page 1, line 24.

Strike: "one"

Insert: "two"

Strike: "MEETING"

Insert: "meetings"

2. Page 1, line 25.

Strike: "MEETING"

Insert: "meetings"

3. Page 1, line 26.

Strike: "the"

Insert: "each"

And, as amended, be concurred in. Report adopted.

SJR 5, be amended as follows:

1. Page 1, line 11 through line 19.

Strike: line 11 through line 19 in their entirety

2. Page 1, line 28.

Strike: "threats" through "coal"

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Insert: "the future outlook of coal markets and the coal industry"

3. Page 2, line 2.

Following: "coal;"

Insert: "and"

4. Page 2, line 3 through line 6.

Strike: "and" on line 3 through "impacts;" on line 6

Renumber: subsequent subsections

5. Page 2, line 7.

Strike: "measures to minimize"

Insert: "measurements of"

Following: "impacts"

Insert: "of"

6. Page 2, line 8.

Following: "coal;"

Insert: "and"

7. Page 2, line 11.

Strike: ";

Insert: " ."

8. Page 2, line 12 through line 14.

Strike: subsection (6) through subsection (7) in their entirety

And, as amended, be concurred in. Report adopted.

SJR 6, be concurred in. Report adopted.

SJR 10, be concurred in. Report adopted.

SJR 18, be amended as follows:

1. Page 1.

Following: line 17

Insert: "WHEREAS, the risk of catastrophic wildfire on federal and state forest lands threatens the network of power transmission and distribution lines, and strengthening the nation's grid with advanced technology can increase the grid's resiliency and reliability; and"

And, as amended, be concurred in. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):

3/15/2017

SB 127, be amended as follows:

1. Title, page 1, line 8.

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Following: "2-16-502,"

Insert: "AND"

Strike: "AND 5-2-406,"

2. Page 1, line 18.

Strike: "becoming effective"

3. Page 2, line 28.

Following: "vacancy"

Insert: "as described in 2-16-501"

Following: "or"

Insert: "official"

Following: "resignation"

Insert: "as described in 2-16-502(2)"

4. Page 2, line 30.

Following: "or"

Insert: "official"

5. Page 3, line 1.

Strike: "current or anticipated"

6. Page 3, line 18.

Following: "or"

Insert: "official"

7. Page 3, line 25.

Strike: "current or anticipated"

8. Page 3, line 27.

Following: "or"

Insert: "official"

Strike: "as described in 2-16-501"

9. Page 4, line 3.

Strike: "current or anticipated"

10. Page 4, line 4.

Following: "vacancy"

Insert: "or official resignation"

11. Page 4, line 10.

Strike: "current or anticipated"

Insert: "a"

Following: "vacancy"

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Insert: "or official resignation"

12. Page 4, line 12.

Strike: "current or anticipated"

Following: "vacancy"

Insert: "or official resignation"

13. Page 4, line 22 through page 5, line 9.

Strike: section 4 in its entirety

And, as amended, be concurred in. Report adopted.

SB 143, be amended as follows:

1. Title, page 1, line 7 through line 9.

Strike: "LOWERING" on line 7 through "CIRCUMSTANCES;" on line 9

2. Page 1, line 22.

Strike: "25"

Insert: "30"

3. Page 1, line 23.

Strike: "and"

4. Page 1, line 27.

Following: "administrator;"

Insert: "and

(iv) the office of public instruction verifies that the employer has advertised the position as required under subsection (1)(a)(iii);"

5. Page 2, line 7 through line 8.

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

6. Page 2, line 19.

Following: "means"

Strike: "a" through "20-6-701"

Insert: ":

- (i) a school district as defined in 20-6-101 and 20-6-701;
- (ii) an education cooperative as provided in 20-7-451;
- (iii) the Montana school for the deaf and blind as described in 20-8-101;
- (iv) the Montana youth challenge program;
- (v) a state youth correctional facility as defined in 41-5-103; or
- (vi) the office of public instruction"

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And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

Senate joint resolution passed and transmitted to the House for concurrence: 3/14/2017

SJR 9, introduced by Phillips

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/14/2017

HB 73, introduced by Lynch

HB 128, introduced by Shaw

House bills concurred in and returned to the House:

3/14/2017

HB 152, introduced by Welch

HB 211, introduced by Hamlett

HB 214, introduced by B. Brown

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 596, introduced by W. McKamey, B. Bennett, E. Greef, R. Peppers, D. Skees, C. Smith, referred to State Administration.

HB 597, introduced by A. Doane, S. Berglee, Z. Brown, R. Ehli, A. Hertz, M. Hopkins, T. Jacobson, J. Knokey, K. McCarthy, D. Mortensen, J. Patelis, A. Rosendale, L. Sheldon-Galloway, J. Trebas, referred to Natural Resources.

HB 598, introduced by J. Hamilton, referred to Taxation.

HB 599, introduced by D. Skees, F. Anderson, N. Ballance, D. Bartel, B. Beard, S. Berglee, R. Brodehl, B. Brown, T. Burnett, R. Cook, M. Cuffe, G. Custer, A. Doane, R. Ehli, J. Essmann, R. Fitzgerald, K. Flynn, W. Galt, F. Garner, C. Glimm, E. Greef, B. Grubbs, S. Gunderson, B. Hamlett, B. Harris, A. Hertz, G. Hertz, K. Holmlund, M. Hopkins, D. Jones, J. Keane, J. Knokey, A. Knudsen, C. Knudsen, S. Lavin, D. Lenz, D. Loge, T. Manzella, W. McKamey, D. Mortensen, J. O'Hara, J. Patelis, A. Redfield, V. Ricci, A. Rosendale, W. Sales, R. Shaw, L. Sheldon-Galloway, S. Staffanson, J. Trebas, B. Tschida, B. Usher, S. Vinton, K. Wagoner, P. Webb, T. Welch, K. White, D. Zolnikov, referred to State Administration.

HB 600, introduced by F. Garner, B. Bennett, R. Cook, S. Lavin, M. MacDonald, D. Sands, N. Swandal, referred to Judiciary.

HB 601, introduced by A. Hertz, referred to Taxation.

HB 602, introduced by B. Smith, referred to Taxation.

HB 603, introduced by G. Hertz, S. Berglee, A. Curtis, R. Fitzgerald, C. Glimm, B. Grubbs, S. Gunderson, K. Holmlund, D. Loge, A. Rosendale, J. Trebas, S. Vinton, referred to Business and Labor.

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The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 20, introduced by K. Kelker, referred to Human Services.

HJR 21, introduced by F. Mandeville, J. Bachmeier, M. Blasdel, R. Lynch, C. Schreiner, referred to Business and Labor.

The following Senate joint resolution was read first time, and referred to committee:

SJR 9, introduced by M. Phillips, referred to Fish, Wildlife and Parks.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 3 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Eck, Ehli, Ellis, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 86

Nays: Bennett, Z. Brown, Dunwell, Essmann, Fern, Hayman, McConnell, Olsen, Ryan, Schreiner, Zolnikov.

Total 11

Excused: Dudik.

Total 1

Absent or not voting: Pierson, Rosendale.

Total 2

HB 148 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara,

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Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Hayman.

Total 1

Excused: Dudik.

Total 1

Absent or not voting: Pierson, Rosendale.

Total 2

HB 172 adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Price, Redfield, Regier, Ricci, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 91

Nays: Bennett, Bishop, Olsen, Peppers, Ryan, Woods.

Total 6

Excused: Dudik.

Total 1

Absent or not voting: Pierson, Rosendale.

Total 2

HB 256 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees,

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Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 95

Nays: Manzella, Woods.

Total 2

Excused: Dudik.

Total 1

Absent or not voting: Pierson, Rosendale.

Total 2

HB 308 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 89

Nays: Brodehl, B. Brown, Burnett, Harris, Loge, Regier, Usher, Zolnikov.

Total 8

Excused: Dudik.

Total 1

Absent or not voting: Pierson, Rosendale.

Total 2

HB 434 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton,

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Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 96

Nays: Zolnikov.

Total 1

Excused: Dudik.

Total 1

Absent or not voting: Pierson, Rosendale.

Total 2

HB 564 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 87

Nays: Burnett, Cuffe, Flynn, Galloway, Harris, Hayman, Lenz, Manzella, McKamey, Webb.

Total 10

Excused: Dudik.

Total 1

Absent or not voting: Pierson, Rosendale.

Total 2

SB 182 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

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Nays: None.

Total 0

Excused: Dudik.

Total 1

Absent or not voting: Pierson, Rosendale.

Total 2

SB 228 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Brodehl, Mandeville, Manzella, McKamey, Staffanson, Tschida.

Total 6

Excused: Dudik.

Total 1

Absent or not voting: Pierson, Rosendale.

Total 2

SB 229 concurred in as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Eck, Ehli, Essmann, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Windy Boy, Mr. Speaker.

Total 76

Nays: Bachmeier, Z. Brown, Curdy, Curtis, Dunwell, Ellis, Fern, Galloway, Hill-Smith, Karjala, Manzella, Mortensen, Olsen, Peppers, Price, Smith, Staffanson, Webber, White, Woods, Zolnikov.

Total 21

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Excused: Dudik.

Total 1

Absent or not voting: Pierson, Rosendale.

Total 2

SB 318 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Z. Brown, Essmann.

Total 2

Excused: Dudik.

Total 1

Absent or not voting: Pierson, Rosendale.

Total 2

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Skees in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SECTION A

HB 2 - Representative Tschida moved **HB 2**, second reading copy, be amended as follows:

1. Page A-5, line 7: Department of Administration.

Strike: "273,319" [State Special Fund FY 18]

Insert: "273,563" [State Special Fund FY 18]

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2. Page A-5, line 9: Department of Administration.

Strike: "244" [State Special Fund FY 18]

3. Page C-6, line 21: Department of Natural Resources & Conservation.

Strike: "8,891,336 8,934,164" [General Fund FY18 & FY19]

Insert: "8,923,651 8,968,081" [General Fund FY18 & FY19]

4. Page C-8, line 9: Department of Agriculture.

Strike: "527,365 527,922" [General Fund FY18 & FY19]

Insert: "526,629 527,186" [General Fund FY18 & FY19]

5. Page D-2, line 14: Department of Justice.

Strike: "6,701,036 7,022,757" [General Fund FY18 FY 19]

Insert: "6,701,074 7,022,795"[General Fund FY18 FY19]

Strike: "1,267,204 1,271,257" [State Special Fund FY18 FY19]

Insert: "1,267,212 1,271,265" [State Special Fund FY18 FY19]

Strike: "732,394 733,310" [Federal Special Fund FY18 FY19]

Insert: "732,395 733,311" [Federal Special Fund FY18 FY19]

6. Page D-3, line 7: Department of Justice.

Strike: "515,388" [State Special Fund FY19]

Insert: "515,338" [State Special Fund FY19]

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Windy Boy.

Total 1

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 2 - Representative McCarthy moved **HB 2**, second reading copy, be further amended as follows:

1. Page A-5, line 3: Department of Administration .

Strike: "2,059,628 2,069,386" [State Special Fund FY 18 FY 19]

Insert: "2,199,498 2,209,431" [State Special Fund FY 18 FY 19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 2 - Representative Bishop moved **HB 2**, second reading copy, be further amended as follows:

1. Page A-8, line 18: Department of Military Affairs.

Strike: "1,048,584 1,050,817" [General Fund FY18 FY19]

Insert: "1,118,714 1,120,990" [General Fund FY18 FY19]

Strike: "3,105,607 3,112,300" [Federal Special Fund FY18 F19]

Insert: "3,315,996 3,322,818" [Federal Special Fund FY 18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane,

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Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 2 - Representative Bennett moved **HB 2**, second reading copy, be further amended as follows:

1. Page A-3, line 3: Commissioner of Political Practices.

Strike: "668,997 670,116" [General Fund FY18 FY19]

Insert: "758,552 759,737" [General Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

HB 2 - Representative Lynch moved **HB 2**, second reading copy, be further amended as follows:

1. Page A-8, line 1: Department of Labor & Industry.

Strike: "1,357,887 1,359,955" [General Fund FY18 FY19]

Insert: "1,360,379 1,362,447" [General Fund FY18 FY19]

Strike: "11,259,442 11,282,280"[State Special Fund FY18 FY19]

Insert: "11,706,183 11,729,021"[State Special Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Skees, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 2 - Representative McCarthy moved **HB 2**, second reading copy, be further amended as follows:

1. Page A-8, line 3: Department of Labor & Industry.

Strike: "16,989,766 17,036,831" [State Special Fund FY18 FY19]

Insert: "17,934,919 17,981,984" [State Special Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price,

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Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 57

Excused: None.

Total 0

Absent or not voting: Fitzgerald, Sales.

Total 2

HB 2 - Representative Price moved **HB 2**, second reading copy, be further amended as follows:

1. Page A-7, line 22: Department of Labor & Industry.

Strike: "10,967,096 10,968,998" [State Special Fund FY18 FY19]

Insert: "11,189,366 11,191,268" [State Special Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 2 - Representative Hayman moved **HB 2**, second reading copy, be further amended as follows:

1. Page A-9, line 9: Department of Military Affairs.

Strike: "1,164,858 1,167,726" [General Fund FY18 FY19]

Insert: "1,229,799 1,232,667" [General Fund FY18 FY19]

Strike: "56,659 56,659" [State Special Fund FY18 FY19]

Insert: "59,641 59,641" [State Special Fund FY18 FY19]

Strike: "15,838,306 15,841,621" [Federal Special Fund FY18 F19]

Insert: "15,903,247 15,906,562" [Federal Special Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Skees, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 57

Excused: None.

Total 0

Absent or not voting: G Hertz.

Total 1

HB 2 - Representative McCarthy moved **HB 2**, second reading copy, be further amended as follows:

1. Page A-9, line 1: Department of Military Affairs.

Strike: "1,596,017 1,620,582" [General Fund FY18 FY19]

Insert: "1,684,594 1,709,165" [General Fund FY18 FY19]

Strike: "399 399" [State Special Fund FY18 FY19]

Insert: "420 420" [State Special Fund FY18 FY19]

Strike: "16,753,172 16,799,388" [Federal Special Fund FY18 F19]

Insert: "16,979,336 17,025,756" [Federal Special Fund FY18 FY19]

2. Page A-9, line 5: Department of Military Affairs.

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Strike: "402,115 404,984" [General Fund FY18 FY19]

Insert: "424,463 427,291" [General Fund FY18 FY19]

Strike: "4,603,816 4,623,970" [Federal Special Fund FY18 F19]

Insert: "4,875,976 4,896,269" [Federal Special Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Excused: None.

Total 0

Absent or not voting: Shaw.

Total 1

Representative McCarthy moved to close **Section A**. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Curtis, Custer, Doane, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 72

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Eck, Fleming, Hamilton, Hayman, Karjala, Keane, Lynch, McConnell, Olsen, Peppers, Pierson, Price, Ryan, Schreiner, Smith, Windy Boy, Woods.

Total 24

Excused: None.

Total 0

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Absent or not voting: Cuffe, Dudik, Jacobson, Skees.

Total 4

SECTION B

HB 2 - Representative Price moved **HB 2**, second reading copy, be further amended as follows:

1. Page B-2, line 13: Department of Public Health and Human Services.

Strike: "67,156,243 69,022,382" [General Fund FY18 FY19]

Insert: "67,906,243 69,772,382" [General Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 2 - Representative Olsen moved **HB 2**, second reading copy, be further amended as follows:

1. Page B-2, line 13: Department of Public Health and Human Services.

Strike: "67,156,243 69,022,382" [General Fund FY18 FY19]

Insert: "74,626,885 76,493,024" [General Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price,

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Rosendale, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 42

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 58

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 2 - Representative Ryan moved **HB 2**, second reading copy, be further amended as follows:

1. Page B-2, line 7: Department of Public Health and Human Services.

Strike: "162,282,714 170,295,790" [General Fund FY18 FY19]

Insert: "167,634,882 173,626,121" [General Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 59

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 2 - Representative Peppers moved **HB 2**, second reading copy, be further amended as follows:

1. Page B-3, line 4: Department of Public Health and Human Services.
Following: line 3

Insert:

"(1) If the unaudited general fund revenue, including transfers in, for fiscal year 2017, as certified by the state treasurer, exceeds the revenue estimate adopted in House Joint Resolution No. 2 by at least 2%, FY 2018 appropriations are increased as follows:

(a) to the Developmental Services Division additional general fund of \$2,955,748 and additional federal funds of \$5,593,052; and

(b) to the Senior and Long-Term Care Division additional general fund of \$3,923,817 and additional federal funds of \$7,814,035.

(2) If the unaudited general fund revenue, including transfers in, for fiscal year 2018, as certified by the state treasurer, exceeds the revenue estimate adopted in House Joint Resolution No. 2 by at least 4%, FY 2019 appropriations are increased as follows:

(a) to the Developmental Services Division additional general fund of \$5,919,189 and additional federal funds of \$11,178,411; and

(b) to the Senior and Long-Term Care Division additional general fund of \$7,858,198 and additional federal funds of \$15,617,505.

(3) The additional appropriations are to be used to fund a \$1.00 per hour wage increase for direct care workers in the Developmental Services Division and the Senior and Long-Term Care Division in FY 2018 and to fund a \$2.00 per hour wage increase for direct care workers in the Developmental Services Division and the Senior and Long-Term Care Division in FY 2019. State funds will be matched with federal funds according to FMAP. These funds are to be used for the sole purpose of increasing worker hourly wages and may not be used to pay for an employee bonus system in lieu of a wage increase."

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 42

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 58

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HB 2 - Representative Dunwell moved **HB 2**, second reading copy, be further amended as follows:

1. Page B-2, line 7: Department of Public Health and Human Services.

Strike: "162,282,714 170,295,790" [General Fund FY18 FY19]

Insert: "165,638,212 173,648,974" [General Fund FY18 FY19]

Strike: "72,067,436 71,721,418" [State Special Fund FY18 FY19]

Insert: "72,575,580 72,230,450" [State Special Fund FY18 FY19]

Strike: "593,594,860 640,706,985" [Federal Special Fund FY18 FY19]

Insert: "596,519,084 643,652,427" [Federal Special Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Ryan moved to close **Section B**. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cuffe, Custer, Doane, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis,

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Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 72

Nays: Abbott, Bennett, Bishop, Court, Curdy, Curtis, Eck, Ellis, Fleming, Hamilton, Hayman, Hill-Smith, Jacobson, Keane, Lynch, Morigeau, Olsen, Peppers, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Windy Boy, Woods.

Total 26

Excused: None.

Total 0

Absent or not voting: Cook, Dudik.

Total 2

SECTION C

HB 2 - Representative Hamlett moved **HB 2**, second reading copy, be further amended as follows:

1. Page C-6, line 2: Department of Natural Resources & Conservation.

Strike: "2,932,509 2,953,298" [General Fund FY18 & FY19]

Insert: "3,932,509 4,953,298" [General Fund FY18 & FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

Representative Ellis moved to close **Section C**. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 84

Nays: Bennett, Curdy, Curtis, Fleming, Morigeau, Olsen, Peppers, Price, Ryan, Schreiner, Smith, Stewart-Per, Webber, Windy Boy.

Total 14

Excused: None.

Total 0

Absent or not voting: Dudik, Manzella.

Total 2

SECTION D

Representative Lynch moved to close **Section D**. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Bennett, Morigeau, Olsen, Peppers, Schreiner, Windy Boy.

Total 6

Excused: None.

Total 0

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Absent or not voting: Dudik.

Total 1

SECTION E

HB 2 - Representative D. Jones moved **HB 2**, second reading copy, be further amended as follows:

1. Page E-2: Office of Public Instruction.

Following: line 21

Insert: "The legislature intends that the funding for Secondary Vo-ed be used, in part, for student participation in workforce development activities, including but not limited to attainment of industry-recognized professional certifications and work-based learning programs, such as internships and registered apprenticeships."

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: A Hertz.

Total 1

HB 2 - Representative Windy Boy moved **HB 2**, second reading copy, be further amended as follows:

1. Page E-1: Office of Public Instruction.

Following: line 22

Insert: "g. K-12 BASE Aid (Restricted/Biennial/OTO)"

Insert: "101,413 103,490" [General Fund FY18 FY19]

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Renumber: subsequent subsections

2. Page E-2: Office of Public Instruction.

Following: line 3

Insert: "k. Special Education (Restricted/Biennial/OTO)"

Insert: "617,505 617,505" [General Fund FY18 FY19]

Renumber: subsequent subsections

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Vinton, Webber, Windy Boy, Woods.

Total 43

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 57

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 2 - Representative Curdy moved **HB 2**, second reading copy, be further amended as follows:

1. Page E-6: Commissioner of Higher Education.

Following: line 9

Insert: "b. Montana Seed Lab"

Insert: "125,000 125,000" [General Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

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Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 2 - Representative Windy Boy moved **HB 2**, second reading copy, be further amended as follows:

1. Page E-1: Office of Public Instruction.

Following: line 8

Insert: "c. Indian Language Immersion Program. (Restricted/Biennial)"

Insert: "16,000 16,000" [General Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 2 - Representative Morigeau moved **HB 2**, second reading copy, be amended as follows:

1. Page E-5, line 18: Commissioner of Higher Education.

Strike: "9,487,686 9,493,867" [General Fund FY18 FY19]

Insert: "10,487,686 10,493,867" [General Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 2 - Representative Z. Brown moved **HB 2**, second reading copy, be further amended as follows:

1. Page E-6, line 3: Commissioner of Higher Education.

Strike: "169,800,995 169,800,995" [General Fund FY18 FY19]

Insert: "179,609,705 180,168,211" [General Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

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Total 42

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 2 - Representative Woods moved **HB 2**, second reading copy, be further amended as follows:

1. Page E-6, line 3: Commissioner of Higher Education.

Strike: "169,800,995 169,800,995" [General Fund FY18 FY19]

Insert: "217,800,995 217,800,995" [General Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Brodehl, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Excused: None.

Total 0

Absent or not voting: Regier.

Total 1

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HB 2 - Representative Bachmeier moved **HB 2**, second reading copy, be further amended as follows:

1. Page E-1: Office of Public Instruction.

Following: line 8

Insert: "c. Montana Digital Academy (Restricted/OTO)"

Insert: "832,500 832,500" [General Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Vinton, Webber, Windy Boy, Woods.

Total 43

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 57

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 2 - Representative Kelker moved **HB 2**, second reading copy, be further amended as follows:

1. Page E-2: Office of Public Instruction.

Following: line 9

Insert: "n. Montana Preschool Grant Program (Restricted/Biennial)"

Insert: "6,000,000 6,000,000" [General Fund FY18 FY19]

Following: line 21

Insert: "The Montana Preschool Grant Program is reduced by \$6,000,000 in FY 2018 and \$6,000,000 FY 2019 if HB 563 is passed and approved."

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck,

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Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 2 - Representative Curtis moved **HB 2**, second reading copy, be further amended as follows:

1. Page E-1, line 16: Office of Public Instruction.

Strike: "1,500,000 1,500,000" [General Fund FY18 FY19]

Insert: "3,350,000 3,350,000" [General Fund FY18 FY19]

2. Page E-1: Office of Public Instruction.

Following: line 21

Insert: "Of the total appropriation for Secondary Vo-ed, in each year of the biennium \$1,000,000 must be spent on eligible programs offered for grades 9 through 12 and up to \$850,000 must be spent on eligible programs offered for grades 6 through 8. If the office of public instruction distributes less than \$850,000 to programs offered for grades 6 through 8, any remaining money may be spent on eligible programs for grades 9 through 12."

Amendment **not** adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Vinton, Webber, Windy Boy, Woods, Zolnikov.

Total 46

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer,

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Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 54

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 2 - Representative Bennett moved **HB 2**, second reading copy, be further amended as follows:

1. Page E-6: Commissioner of Higher Education.

Following: line 3

Insert: "a. Rainy Day Loan Fund (Restricted/Biennial/OTO)"

Insert: "2,500,000 2,500,000" [General Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 2 - Representative Kipp III moved **HB 2**, second reading copy, be further amended as follows:

1. Page E-1: Office of Public Instruction.

Following: line 8

Insert: "c. MTDA Indian Language Program (Restricted/Biennial/OTO)"

Insert: "25,000 25,000" [General Fund FY18 FY19]

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 42

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 58

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Woods moved to close **Section E**. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Redfield, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 70

Nays: Abbott, Bachmeier, Bennett, Bishop, Brodehl, Curdy, Curtis, Eck, Ellis, Greef, Hamilton, Hayman, Keane, Kelker, Lynch, McConnell, Morigeau, Olsen, Pierson, Price, Regier, Ricci, Ryan, Schreiner, Stewart-Per, Swanson, Trebas, Usher, Windy Boy.

Total 29

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Excused: None.

Total 0

Absent or not voting: Dudik.

Total 1

HB 2 - Representative Ballance moved **HB 2** do pass as amended. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Skees moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 62

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Windy Boy, Woods.

Total 35

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Excused: None.

Total 0

Absent or not voting: Dudik, Hamlett, Morigeau.

Total 3

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair):

3/14/2017

SB 184, be concurred in. Report adopted.

EDUCATION (Berglee, Chair):

3/15/2017

HB 134, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Strike: "SCHOOL FACILITIES; RENAMING"

Insert: "SCHOOLS; REPURPOSING"

2. Title, page 1, line 6 through line 8.

Strike: ", CREATING" on line 6 through "ACCOUNTS" on line 8

Insert: "; RENAMING THE FACILITY REIMBURSEMENT PROGRAM"

3. Title, page 1, line 9 through line 11.

Strike: "REQUIRING" on line 9 through "ACCOUNT;" on line 11

4. Title, page 1, line 14 through line 16.

Strike: "REVISING" on line 14 through "PROGRAM;" on line 16

5. Title, page 1, line 17.

Strike: "17-3-1003,"

Strike: "20-9-104,"

6. Page 1, line 18.

Following: "20-9-516,"

Insert: "and"

Strike: "20-9-622,"

7. Title, page 1, line 19.

Strike: "39-71-403," through "90-6-811,"

8. Page 1.

Following: line 22

Strike: everything after the enacting clause

Insert: "**Section 1.** Section 17-7-502, MCA, is amended to read:

"17-7-502. Statutory appropriations -- definition -- requisites for validity. (1) A

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statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.

(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:

(a) The law containing the statutory authority must be listed in subsection (3).

(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.

(3) The following laws are the only laws containing statutory appropriations: 2-17-105; 5-11-120; 5-11-407; 5-13-403; 7-4-2502; 10-1-108; 10-1-1202; 10-1-1303; 10-2-603; 10-3-203; 10-3-310; 10-3-312; 10-3-314; 10-4-301; 15-1-121; 15-1-218; 15-35-108; 15-36-332; 15-37-117; 15-39-110; 15-65-121; 15-70-101; 15-70-433; 15-70-601; 16-11-509; 17-3-106; 17-3-112; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 17-7-215; 18-11-112; 19-3-319; 19-6-404; 19-6-410; 19-9-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 19-20-607; 19-21-203; 20-8-107; 20-9-516; 20-9-517; 20-9-520; ~~20-9-534~~; 20-9-622; 20-9-905; 20-26-617; 20-26-1503; 22-1-327; 22-3-116; 22-3-117; 22-3-1004; 23-4-105; 23-5-306; 23-5-409; 23-5-612; 23-7-301; 23-7-402; 30-10-1004; 37-43-204; 37-50-209; 37-51-501; 39-71-503; 41-5-2011; 42-2-105; 44-4-1101; 44-12-213; 44-13-102; 50-1-115; 53-1-109; 53-6-1304; 53-9-113; 53-24-108; 53-24-206; 60-11-115; 61-3-415; 69-3-870; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 76-13-150; 76-13-416; 77-1-108; 77-2-362; 80-2-222; 80-4-416; 80-11-518; 81-1-112; 81-7-106; 81-10-103; 82-11-161; 85-20-1504; 85-20-1505; [85-25-102]; 87-1-603; 90-1-115; 90-1-205; 90-1-504; 90-3-1003; 90-6-331; and 90-9-306.

(4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates contingently when the amortization period for the teachers' retirement system's unfunded liability is 10 years or less; pursuant to sec. 10, Ch. 10, Sp. L. May 2000, secs. 3 and 6, Ch. 481, L. 2003, and sec. 2, Ch. 459, L. 2009, the inclusion of 15-35-108 terminates June 30, 2019; pursuant to sec. 73, Ch. 44, L. 2007, the inclusion of 19-6-410 terminates contingently upon the death of the last recipient eligible under 19-6-709(2) for the supplemental benefit provided by 19-6-709; pursuant to sec. 5, Ch. 442, L. 2009, the inclusion of 90-6-331 terminates June 30, 2019; pursuant to sec. 16, Ch. 58, L. 2011, the inclusion of 30-10-1004 terminates June 30, 2017; pursuant to sec. 6, Ch. 61, L. 2011, the inclusion of 76-13-416 terminates June 30, 2019; pursuant to sec. 13, Ch. 339, L. 2011, the inclusion of 81-1-112 and 81-7-106 terminates June 30, 2017; pursuant to sec. 11(2), Ch. 17, L. 2013, the inclusion of 17-3-112 terminates on occurrence of contingency; pursuant to sec. 5, Ch. 244, L. 2013, the inclusion of 22-1-327 terminates July 1, 2017; pursuant to sec. 27, Ch. 285, L. 2015, and sec. 1, Ch. 292, L. 2015, the inclusion of 53-9-113 terminates June 30, 2021; pursuant to sec. 6, Ch. 291, L. 2015, the inclusion of 50-1-115 terminates June 30, 2021; pursuant to sec. 28, Ch. 368, L. 2015, the inclusion of 53-6-1304 terminates June 30, 2019; pursuant to sec. 5, Ch. 383, L. 2015, the inclusion of 85-25-102 is effective on occurrence of contingency; pursuant to sec. 5, Ch. 422, L. 2015, the inclusion of 17-7-215 terminates June 30, 2021; pursuant to sec. 6, Ch. 423, L. 2015, the inclusion of 22-3-116 and 22-3-117

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terminates June 30, 2025; pursuant to sec. 10, Ch. 427, L. 2015, the inclusion of 37-50-209 terminates September 30, 2019; and pursuant to sec. 33, Ch. 457, L. 2015, the inclusion of 20-9-905 terminates December 31, 2023.)"

Insert: "Section 2. Section 20-9-343, MCA, is amended to read:

"20-9-343. Definition of and revenue for state equalization aid. (1) As used in this title, the term "state equalization aid" means revenue as required in this section for:

(a) distribution to the public schools for guaranteed tax base aid, BASE aid, and state ~~reimbursement for school facilities~~ assistance for debt service; and

(b) negotiated payments authorized under 20-7-420(3) up to \$500,000 a biennium.

(2) The superintendent of public instruction may spend throughout the biennium funds appropriated for the purposes of guaranteed tax base aid, BASE aid for the BASE funding program, state ~~reimbursement for school facilities~~ assistance for debt service, and negotiated payments authorized under 20-7-420(3).

(3) The following money must be paid into the guarantee account provided for in 20-9-622 for the public schools of the state as indicated:

(a) subject to 20-9-516(2)(a), interest and income money described in 20-9-341 and 20-9-342; and

(b) investment income earned by investing interest and income money described in 20-9-341 and 20-9-342."

Insert: "Section 3. Section 20-9-367, MCA, is amended to read:

"20-9-367. Eligibility to receive guaranteed tax base aid or state advance or reimbursement debt service assistance for school facilities. (1) If the district guaranteed tax base ratio of any elementary or high school district is less than the corresponding statewide elementary or high school guaranteed tax base ratio, the district may receive guaranteed tax base aid based on the number of mills levied in the district in support of up to 35.3% of the basic entitlement, up to 35.3% of the total per-ANB entitlement, and up to 40% of the special education allowable cost payment budgeted within the general fund budget.

(2) If the county retirement mill value per elementary ANB or the county retirement mill value per high school ANB is less than the corresponding statewide mill value per elementary ANB or high school ANB, the county may receive guaranteed tax base aid based on the number of mills levied in the county in support of the retirement fund budgets of the respective elementary or high school districts in the county.

(3) For the purposes of 20-9-370 and 20-9-371, if the district mill value per elementary ANB or the district mill value per high school ANB is less than the corresponding statewide mill value per elementary ANB or statewide mill value per high school ANB, the district may receive debt service assistance in the form of a state advance or reimbursement for school facilities in support of the debt service fund."

Insert: "Section 4. Section 20-9-516, MCA, is amended to read:

"20-9-516. School facility and technology account. (1) There is a school facility and technology account in the state special revenue fund provided for in 17-2-102. ~~The purpose of the account is to provide money~~ Money in the account is statutorily appropriated, as provided in 17-7-502, to the office of public instruction to distribute to schools for:

- ~~(a) major deferred maintenance;~~
- ~~—— (b) improving energy efficiency in school facilities;~~
- ~~—— (c) critical infrastructure in school districts;~~

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~~_____ (d) emergency facility needs;~~
~~_____ (e) technological improvements; and~~
~~_____ (f) (a) state reimbursement for school facilities~~ assistance for debt service as provided in 20-9-371; and

(b) the state payment for school technology purposes as provided in 20-9-534.

(2) There must be deposited in the account:

(a) an amount of money equal to the income attributable to the difference between the average sale value of 18 million board feet and the total income produced from the annual timber harvest on common school trust lands during the fiscal year; and

(b) the income received from certain lands and riverbeds as provided in 17-3-1003(5)."

Insert: "Section 5. Section 20-9-534, MCA, is amended to read:

"20-9-534. Statutory appropriation State payment for school technology purposes. (1) ~~The amount of \$1 million a year is statutorily appropriated, as provided in 17-7-502, from the school facility and technology account established in 20-9-516 for grants for school technology purposes.~~

~~_____ (2) By the third Friday in July, the superintendent of public instruction shall allocate the annual statutory appropriation for school technology purposes to each district~~ distribute a total amount of \$1 million from the school facility and technology account provided for in 20-9-516 to school districts with each district's allocation based on the ratio that each district's BASE budget bears to the statewide BASE budget amount for all school districts ~~multiplied by the amount of money provided in 20-9-343 for the purposes of 20-9-533.~~"

Insert: "NEW SECTION. **Section 6. Effective date.** [This act] is effective July 1, 2017."

And, as amended, do pass. Report adopted.

SB 103, be concurred in. Report adopted.

SB 115, be concurred in. Report adopted.

SB 159, be concurred in. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 604, introduced by B. Harris, F. Anderson, D. Bartel, B. Bennett, M. Blasdel, R. Brodehl, Z. Brown, J. Essmann, S. Fitzpatrick, M. Funk, F. Garner, M. Hopkins, T. Jacobson, J. Karjala, K. Kelker, J. Knokey, S. Lavin, D. Lenz, K. McCarthy, N. McConnell, D. Mortensen, J. Patelis, G. Pierson, J. Price, V. Ricci, A. Rosendale, W. Sales, R. Shaw, L. Sheldon-Galloway, D. Skees, J. Small, S. Stewart-Peregoy, N. Swandal, B. Usher, S. Vinton, K. Wagoner, P. Webb, T. Welch, K. White, referred to Energy, Technology, and Federal Relations.

HB 605, introduced by G. Hertz, referred to Taxation.

HB 606, introduced by J. Essmann, referred to Taxation.

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MOTIONS

Representative Dunwell moved to change her vote on Second Reading of **HB 3** from Yes to No. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HB 603**
Motion carried.

HB 603 (G. Hertz, Chief Sponsor)
Bishop.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative White rose on a **Point of Personal Privilege** to announce his donation of a one-hundred year old map with the original counties of Montana. The map was framed and hung in the House Chamber.

Representative Ehli moved that the House adjourn until 8:00 a.m., Friday, March 17, 2017.
Motion carried.

House adjourned at 3:57 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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65TH LEGISLATURE
FIFTY-SIXTH LEGISLATIVE DAY**

Helena, Montana
March 17, 2017

House Chambers
State Capitol

House convened at 8:00 a.m. Mr. Speaker presiding. Invocation by Representative McCarthy. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Bachmeier and Dudik, excused. Quorum present.

BILLS (Ricci, Chair): 3/17/2017

Correctly printed: **HB 115, HB 596, HB 597, HB 598, HB 599, HB 600, HB 601, HB 602, HB 603, HB 604, HB 605, HB 606, SB 103, SB 115, SB 159, SB 164, SB 184, SB 222, SB 302, SJR 6, SJR 10.**

MESSAGES FROM THE SENATE

Senate bill passed and transmitted to the House for concurrence: 3/15/2017

SB 232, introduced by Connell

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/15/2017

HB 45, introduced by Dudik
HB 83, introduced by Bennett
HB 98, introduced by Ellis
HB 101, introduced by McKamey
HB 231, introduced by P. Webb
HB 307, introduced by Kelker

House bills concurred in and returned to the House: 3/15/2017

HB 102, introduced by Karjala
HB 213, introduced by Essmann
HB 271, introduced by Cook
HB 276, introduced by Greef
HB 279, introduced by Rosendale

Representative Bachmeier present at this time.

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

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HB 607, introduced by B. Smith, B. Bennett, V. Court, J. Ellis, D. Fern, B. Hamlett, K. Holmlund, R. Peppers, R. Shaw, S. Stewart-Peregoy, T. Woods, referred to Taxation.

HB 608, introduced by W. Curdy, referred to Transportation.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 2 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Burnett, Court, Curdy, Curtis, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Excused: Dudik.

Total 1

Absent or not voting: Z. Brown.

Total 1

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned names be **ADDED** as sponsors to **HB 602** Motion carried.

HB 602 (B. Smith, Chief Sponsor)

Bennett, Fern, Hamilton, Peppers, Rosendale, Stewart-Peregoy, and Woods.

Representative Skees rose on a **Point of Personal Privilege** to state he did not change his vote on two bills from the previous day but wanted his party to know his votes were a mistake. He also explained his interpretation of the rule H40-180 to mean the Appropriations Committee Chair was not subject to the five-minute speaking limitation when opening or closing on an amendment. Representative Skees pointed out this was how it was handled in previous sessions.

HOUSE JOURNAL
FIFTY-SIXTH LEGISLATIVE DAY - MARCH 17, 2017

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Monday, March 20, 2017.
Motion carried.

House adjourned at 8:12 a.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
FIFTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana
March 20, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Knokey. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

SPECIAL ORDERS OF THE DAY

Mr. Speaker moved that the House revert to Order of Business # 11, Special Orders of The Day, for the purpose of receiving entertainment by Representative Noland's daughter Arrianne Noland, accompanied by pianist June Marie Lee.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

3/20/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Friday, March 17, 2017:

Amanda Martin, Harlowton
Abilgail Ator, Medicine Lake
Sierra Machart, Culbertson
Megan Turner, Plains
Emma Madsen, Great Falls
Jordee Bomgardner, Loma

and recommend that the following pages of the House be employed as of 8:00 a.m., Monday, March 20, 2017:

Bailey Menahan, Colstrip
Tara Caplis, Helena
Kathrine Bell, Helena
Finja Weinert, Billings
Tatyana Bon, Red Lodge
Elizabeth Pacella, Eureka
Uriah Birchmier, Helena

Report Adopted.

HOUSE JOURNAL
FIFTY-SEVENTH LEGISLATIVE DAY - MARCH 20, 2017

BILLS (Ricci, Chair):

3/20/2017

Correctly printed: **HB 607, HB 608.**

Correctly engrossed: **HB 134, HB 550, HB 573, HB 574, SB 27, SB 90, SB 207, SB 282.**

Correctly enrolled: **HB 3, HB 102, HB 148, HB 163, HB 173, HB 213, HB 256, HB 271, HB 276, HB 279.**

Examined by the sponsor and found to be correct: **HB 3, HB 102, HB 148, HB 163, HB 173, HB 213, HB 247, HB 256, HB 271, HB 276, HB 279.**

Signed by the Speaker at 8:50 a.m., March 20, 2017: **HB 95, HB 152, HB 211, HB 214.**

Signed by the Chief Clerk of the House at 9:20 a.m., March 20, 2017: **HB 95, HB 152, HB 211, HB 214.**

Signed by the President at 5:00 p.m., March 20, 2017: **HB 95, HB 152, HB 211, HB 214.**

Signed by the Speaker at 10:35 a.m., March 20, 2017: **HB 213.**

Signed by the Chief Clerk of the House at 10:40 a.m., March 20, 2017: **HB 213.**

Signed by the President at 10:50 a.m., March 20, 2017: **HB 213.**

Delivered to the Governor for approval at 11:14 a.m., March 20, 2017: **HB 213.**

Signed by the Speaker at 4:45 p.m., March 20, 2017: **HB 3.**

Signed by the Chief Clerk of the House at 4:50 p.m., March 20, 2017: **HB 3.**

Signed by the President at 4:55 p.m., March 20, 2017: **HB 3.**

Delivered to the Governor for approval at 5:00 p.m., March 20, 2017: **HB 3.**

Signed by the Speaker at 5:00 p.m., March 20, 2017: **HB 102, HB 148, HB 163, HB 173, HB 247, HB 256, HB 271, HB 276, HB 279.**

Signed by the Chief Clerk of the House at 5:15 p.m., March 20, 2017: **HB 102, HB 148, HB 163, HB 173, HB 247, HB 256, HB 271, HB 276, HB 279.**

REPORTS OF STANDING COMMITTEES

JUDICIARY (Doane, Chair):

3/20/2017

SB 20, be concurred in. Report adopted.

SB 81, be concurred in. Report adopted.

SB 90, be amended as follows:

1. Page 2, line 26.

Following: line 26

Insert: "COORDINATION SECTION. Section 2. Coordination instruction. If both House Bill No.133 and [this act] are passed and approved, then [this act] is void."

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

SB 144, be amended as follows:

1. Page 1, line 18.

Strike: "delivery"

Insert: "a read receipt generated by an electronic mail system or an electronic mail reply other than an automatically generated electronic mail reply"

HOUSE JOURNAL
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2. Page 2, line 7.

Following: "address"

Insert: "if the agreement contains a provision allowing a party to elect to receive notice by electronic mail"

And, as amended, be concurred in. Report adopted.

SB 207, be amended as follows:

1. Page 1, line 29.

Following: line 29

Insert: "(2) The provisions of subsection (1) do not prohibit a person or entity from disclosing the location of heritage properties or paleontological remains to the department of environmental quality for purposes of reviewing an application for a certificate under the Montana Major Facility Siting Act, Title 75, chapter 20. The department may not disclose information regarding the location of heritage properties or paleontological remains to the public."

Renumber: subsequent subsections

And, as amended, be concurred in. Report adopted.

SB 282, be amended as follows:

1. Page 3, line 18.

Following: "age"

Strike: "of" through "A"

Insert: "at which the probability that the"

2. Page 3, line 19.

Strike: "WHICHEVER OCCURS EARLIER"

Insert: "is greater than 50%"

3. Page 5, line 13.

Following: "woman"

Strike: "or viable fetus"

Insert: "and the woman consents to the termination of the pregnancy"

And, as amended, be concurred in. Report adopted.

TAXATION (Essmann, Chair):

3/20/2017

HB 550, introduced bill, be amended as follows:

1. Page 2, line 18.

Following: "(11)"

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Insert: "(a) Except as provided in subsection (11)(b), a taxpayer that claims a federal net operating loss carryback is automatically considered to have elected a state net operating loss carryback, and a taxpayer that claims a federal net operating loss carryover is automatically considered to have elected a state net operating loss carryover. If a taxpayer is permitted to claim a federal net operating loss carryback for a term greater than the two preceeding tax periods, then the taxpayer is considered to have elected a 2-year net operating loss carryback.

(b)"

Following: "carryback"

Insert: "or carryover"

2. Page 2, line 18 through line 19.

Strike: "entire carryback period"

Insert: "automatic election in subsection (11)(a)"

3. Page 2, line 19.

Following: "carried"

Insert: "back or"

Strike: "only"

Insert: "as elected by the taxpayer"

And, as amended, do pass. Report adopted.

HB 554, introduced bill, be amended as follows:

1. Page 2, line 27.

Strike: "A"

Insert: "(a) Except as provided in subsection (4)(b), a"

2. Page 2, line 30.

Following: line 29

Insert: "(b) If the sale date is after the county treasurer sends the tax notice provided for in 15-16-101(2), the tax notice may not be revised based on the change in ownership."

And, as amended, do pass. Report adopted.

HB 558, do pass. Report adopted.

HB 573, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: "FINANCING"

Insert: "AFTER 15 YEARS"

2. Page 1, line 18.

Strike: "The"

Insert: "Except as provided in subsection (2)(b), the"

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3. Page 1, line 20 through line 21.

Strike: "and" on line 20 through "20-9-360" on line 21

4. Page 1, line 23.

Following: line 22

Insert: "(b) After the tax increment provision is effective for 15 years, the tax increment must be calculated as provided in subsections (1) and (2)(a) except that the public school equalization mills levied pursuant to 20-9-331, 20-9-333, and 20-9-360 must be excluded from the calculation."

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

HB 574, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Strike: "AN IMMEDIATE EFFECTIVE DATE AND"

2. Page 4, line 9.

Strike: "and"

Insert: "or"

3. Page 7, line 23.

Strike: section 2 in its entirety

Renumber: subsequent sections

4. Page 7, line 26.

Strike: "2016"

Insert: "2018"

And, as amended, do pass. Report adopted.

SB 27, be amended as follows:

1. Title, page 1, line 11.

Following: "2-7-503,"

Insert: "7-15-4221,"

2. Page 2, line 24.

Insert: "**Section 2.** Section 7-15-4221, MCA, is amended to read:

"7-15-4221. Modification of urban renewal project plan. (1) An urban renewal project plan may be modified at any time by the local governing body. If modified after the lease or sale by the municipality of real property in the urban renewal project area, the modification is subject to any rights at law or in equity that a lessee or purchaser or the lessee's or purchaser's successor or successors in interest may be entitled to assert.

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- (2) An urban renewal plan may be modified by ordinance.
- (3) Any urban renewal plan proposed for modification to provide tax increment financing for the district must be proposed with consideration for the county and school districts that include municipal territory.
- (4) All urban renewal plans approved or modified by resolution prior to May 8, 1979, are validated.
- (5) A plan may be modified by:
 - (a) the procedure set forth in 7-15-4212 through 7-15-4219 with respect to adoption of an urban renewal plan;
 - (b) the procedure set forth in the plan, which must include a public hearing."

Renumber: subsequent sections

3. Page 3, line 2.

Following: "PUBLIC"

Insert: "as provided in 2-3-203"

4. Page 3, line 3.

Following: "COMMENT"

Insert: "as provided in 2-3-103"

And, as amended, be concurred in. Report adopted.

SB 252, be concurred in. Report adopted.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE

on **Senate Bill 25**

Report No. 001, March 16, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 25** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 25** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 5 through line 7.

Following: "LAWS;" on line 5

Strike: "PROVIDING THAT" on line 5 through "SPORTS LEAGUES;" on line 7

2. Page 2, line 27.

Following: "₁"

Insert: "or"

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3. Page 2, line 29 through page 3, line 7.

Strike: "; or" on page 2, line 29 through "OLDER" on page 3, line 7.

For the Senate:

Blasdel, Chair
Facey

For the House:

Mortensen, Vice Chair
Ricci
Schreiner

MESSAGES FROM THE SENATE

House bills concurred in and returned to the House:

3/16/2017

HB 220, introduced by McCarthy

HB 342, introduced by Fitzgerald

HB 370, introduced by Bennett

MESSAGES FROM THE GOVERNOR

March 20, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Monday, March 20, 2017, I signed the following bills:

HB 81 - W. Curdy
HB 286 - R. Shaw
HB 304 - R. Cook
HB 305 - B. Harris
HB 377 - A. Redfield

Sincerely,

STEVE BULLOCK
Governor

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FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 609, introduced by C. Glimm, F. Anderson, N. Ballance, D. Bartel, B. Beard, S. Berglee, R. Brodehl, B. Brown, T. Burnett, R. Ehli, J. Essmann, R. Fitzgerald, K. Flynn, W. Galt, T. Gauthier, E. Greef, B. Grubbs, S. Gunderson, B. Harris, G. Hertz, S. Hinebauch, K. Holmlund, D. Howard, D. Jones, B. Keenan, A. Knudsen, C. Knudsen, S. Lavin, D. Lenz, D. Loge, F. Mandeville, T. Manzella, W. McKamey, D. Mortensen, M. Noland, J. O'Hara, A. Olszewski, J. Patelis, A. Redfield, K. Regier, M. Regier, V. Ricci, A. Rosendale, W. Sales, D. Salomon, R. Shaw, L. Sheldon-Galloway, D. Skees, J. Small, C. Smith, S. Staffanson, J. Trebas, B. Tschida, B. Usher, G. Vance, C. Vincent, S. Vinton, K. Wagoner, P. Webb, R. Webb, K. White, referred to Judiciary.

HB 610, introduced by K. Abbott, referred to Taxation.

HB 611, introduced by D. Skees, referred to Judiciary.

HB 612, introduced by M. Hopkins, referred to Human Services.

The following House bill was introduced, read first time, and referred to committee

The following Senate bill was read first time, and referred to committee:

SB 232, introduced by P. Connell, referred to Natural Resources.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Wagoner in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 131 - Senate Amendments - Representative Perry moved Senate Amendments to **HB 131** be not concurred in. Motion carried as follows:

Yeas: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lenz, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ryan, Sales, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Webber, Welch, White, Windy Boy, Woods.

Total 60

Nays: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Ehli, Essmann, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Harris, A Hertz, G Hertz,

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Knokey, Lavin, Loge, Lynch, Mandeville, McKamey, Noland, O'Hara, Ricci, Rosendale, Shaw, Skees, Tschida, Vinton, Wagoner, Webb, Zolnikov, Mr. Speaker.
Total 39

Excused: None.
Total 0

Absent or not voting: Hopkins.
Total 1

HB 428 - Representative D. Jones moved **HB 428** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Galloway, Harris, Kipp III, Stewart-Per, Windy Boy.
Total 5

Excused: None.
Total 0

Absent or not voting: Hopkins.
Total 1

HB 445 - Representative Greef moved **HB 445** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

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Nays: Cuffe, Flynn.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 466 - Representative Staffanson moved **HB 466** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 528 - Representative Welch moved **HB 528** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Regier, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods.

Total 57

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield,

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Ricci, Rosendale, Sales, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 43

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 562 - Representative C. Knudsen moved **HB 562** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.
Total 42

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 565 - Representative Cook moved **HB 565** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

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Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 40 - Representative Dunwell moved **SB 40** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Brodehl, Z. Brown, Court, Cuffe, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Galt, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Mortensen, Noland, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 72

Nays: Ballance, Bartel, Berglee, B. Brown, Burnett, Cook, Custer, Fitzgerald, Flynn, Garner, Glimm, Harris, Knokey, C Knudsen, Lavin, Manzella, McKamey, O'Hara, Olsen, Redfield, Regier, Rosendale, Shaw, Skees, Tschida, Usher, Vinton, White.

Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 97 - Representative Hill Smith moved **SB 97**, second reading copy, be amended as follows:

1. Page 1, line 25.

Following: "(2)"

Insert: "(a)"

2. Page 1, line 27.

Following: "tribunals."

Insert: "The terms include Sharia Law and the Law of Moses, including:

(i) bans of clothing made of two or more fabrics (Leviticus 19:19);

(ii) laws concerning the permissive consumption of weasels and tortoises (Leviticus

11:29);

(iii) the stoning of gluttons and drunkards (Deuteronomy 21:18-21);

(iv) the quarantining of those with a blemish (Leviticus 21:17-23);

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- (v) fornication with the father when no suitor is available for the daughter (Genesis 19:31-32);
 - (vi) imposition of the death penalty to anyone who works on Sunday (Exodus 35:2);
 - (vii) the use of bears in retaliation for mocking the bald (II Kings 2:23-24);
 - (viii) slaves giving all deference to their masters (I Peter 2:18); and
 - (ix) women who refuse to remain silent (I Timothy 2:11-12).
- (b)"

Amendment **not** adopted as follows:

Yeas: Bishop, Court, Curdy, Dunwell, Ellis, Fleming, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kipp III, Lynch, Peppers, Stewart-Per, Swanson, Webber, Windy Boy.
Total 18

Nays: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Dudik, Eck, Ehli, Essmann, Fern, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 82

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 97 - Representative Tschida moved **SB 97** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Sales, Shaw, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.

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Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 115 - Representative Vinton moved **SB 115** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, Morigeau, Mortensen, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 71

Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Gunderson, A Hertz, Jones, Kipp III, Lenz, Mandeville, Manzella, McKamey, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Usher, Wagoner, Zolnikov.

Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 128 - Representative Mandeville moved **SB 128** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Burnett, Galloway, Harris, Lenz, Rosendale.

Total 5

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 264 - Representative Rosendale moved **SB 264** be concurred in. Motion carried as follows:

Yeas: Ballance, Bartel, Beard, Bishop, Brodehl, B. Brown, Burnett, Custer, Ehli, Essmann, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 50

Nays: Abbott, Anderson, Bachmeier, Bennett, Berglee, Z. Brown, Cook, Court, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.

Total 46

Excused: None.

Total 0

Absent or not voting: Cuffe, Fitzgerald, Flynn, Usher.

Total 4

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Wagoner moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Price, Redfield, Regier, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 77

Nays: Bennett, Z. Brown, Court, Curdy, Curtis, Dunwell, Eck, Funk, Hamilton, Karjala, McCarthy, McConnell, Morigeau, Olsen, Perry, Pierson, Schreiner, Swanson, Wagoner, Woods.

Total 20

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Excused: None.

Total 0

Absent or not voting: Greef, Ricci, Windy Boy.

Total 3

MOTIONS

Representative Ehli moved to re-refer **HB 466** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved the Speaker be authorized to appoint a Conference Committee and request the Senate to appoint a like committee to confer on Senate Amendments to **HB 131**. Motion carried. Speaker Knudsen appointed:

3/20/2017

Representative Cook

Representative Lenz

Representative Z. Perry

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned names be **ADDED** as sponsors to **HJR 16**. Motion carried.

HJR 16 (S. Morigeau, Chief Sponsor)
Bishop, Ellis, and McConnell.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, March 21, 2017. Motion carried.

House adjourned at 3:06 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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**HOUSE JOURNAL
65TH LEGISLATURE
FIFTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana
March 21, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Redfield.
Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (Ricci, Chair):

3/21/2017

Correctly printed: **HB 428, HB 445, HB 466, HB 528, HB 558, HB 562, HB 565, HB 609, HB 610, HB 611, HB 612, SB 20, SB 40, SB 81, SB 97, SB 115, SB 128, SB 252, SB 264.**

Correctly engrossed: **HB 473, HB 554, SB 144, SB 175, SB 176.**

Correctly enrolled: **HB 38, HB 124, HB 220, HB 282, HB 337, HB 342, HB 370, HB 498.**

Transmitted to the Senate: **HB 428, HB 445, HB 562, HB 565, SB 8, SB 20, SB 40, SB 79, SB 81, SB 97, SB 103, SB 115, SB 121, SB 128, SB 151, SB 264.**

Signed by the President at 5:30 p.m., March 21, 2017: **HB 102, HB 148, HB 163, HB 173, HB 247, HB 256, HB 271, HB 276, HB 279.**

Delivered to the Governor for approval at 11:20 a.m., March 21, 2017: **HB 95, HB 152, HB 211, HB 214.**

REPORTS OF STANDING COMMITTEES

JUDICIARY (Doane, Chair):

3/21/2017

SB 175, be amended as follows:

1. Title, page 1, line 7.

Following: "PROPERTY;"

Strike: "AND"

2. Title, page 1, line 8.

Strike: "70-24-303,"

3. Title, page 1, line 8.

Strike: "70-33-303,"

4. Title, page 1, line 9.

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

5. Page 1, line 13 through page 2, line 30.

Strike: section 1 in its entirety

Renumber: subsequent sections

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6. Page 3, line 18.

Following: "notice"

Insert: "as a tenant-caused bill of repair that must be billed the next date periodic rent is due or, if the rental agreement has terminated, immediately"

7. Page 3, line 22.

Following: "issue"

Insert: "related to the written notice"

8. Page 4, line 16.

Strike: "except by court order"

9. Page 6, line 8.

Following: "agreement."

Insert: "The provisions of this subsection do not apply to an agreement entered into before October 1, 2013."

10. Page 6, line 10 through page 7, line 9.

Strike: section 5 in its entirety

Renumber: subsequent sections

11. Page 7, line 30.

Following: "issue"

Insert: "related to the written notice"

12. Page 10, line 4.

Following: line 4

Insert: "NEW SECTION. **Section 7. Effective date.** [This act] is effective on passage and approval."

And, as amended, be concurred in. Report adopted.

SB 176, be amended as follows:

1. Title, page 1, line 6.

Strike: "70-33-424,"

Following: "MCA;"

Strike: "AND"

2. Title, page 1, line 7.

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

3. Page 6, line 7.

Following: "~~landlord~~"

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Insert: "without the written permission of the landlord"

4. Page 6, line 9.

Following: line 9

Insert: "If a tenant removes a lock or replaces or adds a lock not supplied by the landlord to the premises, the tenant shall provide the landlord with a key to ensure that the landlord will have the right of access as provided by this chapter."

5. Page 6, line 11 through line 17.

Strike: section 7 in its entirety

Renumber: subsequent sections

6. Page 7, line 7.

Following: line 7

Insert: "NEW SECTION. **Section 9. Effective date.** [This act] is effective on passage and approval."

And, as amended, be concurred in. Report adopted.

TRANSPORTATION (Lavin, Chair):

3/20/2017

HB 473, introduced bill, be amended as follows:

1. Page 3, line 20.

Strike: "\$5"

Insert: "\$20"

2. Page 3, line 27.

Strike: "a record of an affirmative vote"

Insert: "a copy of an adopted resolution"

3. Page 3, line 28.

Strike: "record"

Insert: "resolution"

4. Page 4, line 1.

Following: "bridges"

Strike: "or"

Insert: ", "

5. Page 4, line 3.

Following: "systems"

Insert: ", or roads and streets that the city, town, county, or consolidated city-county government has the responsibility to maintain"

6. Page 4, line 4 through line 12.

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Strike: subsection (5) through subsection (6) in their entirety

Insert: "(5) A city, town, county, or consolidated city-county government receiving funds under this section shall award construction projects that exceed the thresholds provided for in 7-5-2301 and 7-5-4302 in a competitive bid process.

(6) Except as provided in subsection (9), the department of transportation shall distribute the funds to the city, town, county, or consolidated city-county government for any request for funds that meets the requirements of subsection (4)."

7. Page 4, line 18.

Strike: "enter into a contract to spend"

Insert: "obligate"

8. Page 4, line 20.

Strike: "contracted for"

Insert: "obligated"

9. Page 4, line 26.

Following: "shall"

Insert: "adopt a resolution as provided in subsection (4)(b) and"

10. Page 4, line 30 through page 5, line 2.

Strike: subsection (10) in its entirety

Renumber: subsequent subsections

11. Page 5, line 4.

Following: "projects,"

Insert: "changes to the list of projects funded, and"

12. Page 5, line 4 through line 5.

Strike: ", and other" on line 4 through "department" on line 5

13. Page 5, line 7.

Strike: "a new project pursuant to subsection (10)"

Insert: "additional projects within the time period provided for in subsection (8)"

14. Page 5, line 8.

Following: "or"

Insert: "to"

15. Page 7, line 1.

Strike: "\$16,766,000"

Insert: "\$16,816,000"

16. Page 7, line 7.

Strike: "\$100,000"

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Insert: "\$150,000"

And, as amended, do pass. Report adopted.

HJR 19, do pass. Report adopted.

SB 311, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

Conference Committee Report No.1 adopted: 3/17/2017

HB 172, introduced by Fitzgerald

Governor's amendments to House bill concurred in and returned to the House: 3/17/2017

HB 65, introduced by Holmlund

House bills concurred in and returned to the House: 3/17/2017

HB 38, introduced by Curdy

HB 124, introduced by Stewart-Peregoy

HB 282, introduced by Cuffe

HB 337, introduced by Hamlett

HB 498, introduced by Knokey

House amendments to Senate bill concurred in: 3/17/2017

SB 62, introduced by Wolken

Senate bill passed and transmitted to the House for concurrence: 3/17/2017

SB 235, introduced by Richmond

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 614, introduced by R. Cook, F. Anderson, D. Bartel, M. Blasdel, R. Brodehl, S. Fitzpatrick, W. Galt, G. Hertz, D. Jones, D. Kary, J. Patelis, R. Shaw, K. White, referred to Taxation.

HB 615, introduced by G. Hertz, referred to Taxation.

HB 616, introduced by A. Hertz, F. Thomas, referred to Taxation.

HB 617, introduced by A. Olsen, R. Ehli, J. Fleming, B. Harris, J. Karjala, S. Malek, D. Salomon, referred to Human Services.

HB 618, introduced by N. Ballance, referred to Appropriations.

HB 619, introduced by D. Zolnikov, referred to Taxation.

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HB 620, introduced by K. White, referred to Taxation.

HB 621, introduced by V. Court, referred to Transportation.

HB 622, introduced by M. Cuffe, B. Keenan, M. Noland, A. Olszewski, referred to Natural Resources.

HB 623, introduced by K. White, referred to Fish, Wildlife and Parks.

HB 624, introduced by J. Ellis, referred to Energy, Technology, and Federal Relations.

HB 625, introduced by J. Ellis, referred to Energy, Technology, and Federal Relations.

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 22, introduced by J. Essmann, referred to Taxation.

The following Senate bill was read first time, and referred to committee:

SB 235, introduced by T. Richmond, referred to Natural Resources.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Hamilton in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 134 - Representative Essmann moved **HB 134** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: Mandeville.

Total 1

HB 307 - Senate Amendments - Representative Kelker moved Senate Amendments to **HB 307** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 83

Nays: Bartel, Beard, Brodehl, B. Brown, Glimm, Harris, Hopkins, Knokey, Mortensen, Noland, Rosendale, Usher, Wagoner, White, Zolnikov.

Total 15

Excused: None.

Total 0

Absent or not voting: Berglee, Mandeville.

Total 2

HB 558 - Representative G. Hertz moved **HB 558** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 64

Nays: Abbott, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 36

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 8 - Representative Ricci moved **SB 8** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Essmann, Glimm.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 20 - Representative Court moved **SB 20** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Essmann.

Total 1

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 58 - Representative Ehli moved **SB 58** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Burnett.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 79 - Representative Zolnikov moved **SB 79** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Lavin, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Windy Boy, Woods, Zolnikov.

Total 56

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Kipp III, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 44

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 81 - Representative Bishop moved **SB 81** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 103 - Representative Sheldon-Galloway moved **SB 103** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Dudik, Harris, Keane, Kipp III, Stewart-Per, Windy Boy.

Total 6

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

SB 121 - Representative McKamey moved **SB 121** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Mandeville.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 127 - Representative Price moved **SB 127** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

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Excused: None.

Total 0

Absent or not voting: Welch.

Total 1

SB 151 - Representative Perry moved **SB 151** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 78

Nays: Brodehl, B. Brown, Burnett, Dudik, Essmann, Fitzgerald, Flynn, Galloway, Glimm, Hopkins, Jones, Kipp III, Knokey, Lavin, Mortensen, Redfield, Regier, Rosendale, Skees, Tschida, Wagoner, White.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Hamilton moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Essmann, Keane.

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Total 2

Excused: None.

Total 0

Absent or not voting: Mandeville, Windy Boy.

Total 2

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

3/21/2017

HB 4, introduced bill, be amended as follows:

1. Page 1.

Following: line 21

Insert: "Adult Treatment Court Expansion Enhancement FY2017 \$300,000 Federal"

2. Page 1.

Following: line 23

Insert: "All remaining fiscal year 2017 federal budget amendment authority for the adult treatment court expansion enhancement and the first judicial district family court is authorized to continue into federal fiscal year 2019."

3. Page 1, line 26.

Following: "grant"

Strike: "and for election assistance for individuals with disabilities"

4. Page 1.

Following: line 27

Insert: "Office of Public Instruction

State Level Activities

All remaining fiscal year 2017 federal budget amendment authority for the preschool development grant is authorized to continue into state fiscal year 2018.

Local Education Activities

All remaining fiscal year 2017 federal budget amendment authority for the preschool development grant is authorized to continue into state fiscal year 2018."

5. Page 2, line 1.

Following: "program,"

Insert: "vision 21: linking systems of care for children and youth in Montana,"

6. Page 2.

Following: line 13

Insert: "Fiscal Year 2017 High Intensity Drug Trafficking Areas Program FY2017

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\$22,394 Federal"

7. Page 2, line 14.

Following: "for the"

Insert: "fiscal year 2016"

8. Page 2.

Following: line 15

Insert: "All remaining fiscal year 2017 for the fiscal year 2017 high intensity drug trafficking areas program is authorized to continue into state fiscal year 2019."

9. Page 2, line 16.

Following: line 15

Insert: "Division of Criminal Investigation

Overtime Funding for Narcotics Bureau Agents FY2017 \$18,000

Federal

Overtime Funding for the Northwest Drug Task Force FY2017 \$21,000

Federal

All remaining fiscal year 2017 federal budget amendment authority for overtime funding for the northwest drug task force is authorized to continue into state fiscal year 2018."

10. Page 2.

Following: line 28

Insert: "Digital Sales to the Public FY2017 \$5,000 Proprietary

Montana Board Programming Grant FY2017 \$17,245 Federal

All remaining fiscal year 2017 federal budget amendment authority for the Montana board programming grant is authorized to continue into state fiscal year 2018."

11. Page 2, line 30.

Following: "collections"

Insert: "and for the Montana brewery oral history project"

12. Page 3.

Following: line 7

Insert: "Watershed Restoration Opportunities in the Selway Meadows Area

FY2017 \$64,975 Federal

Fish Habitat in the Flathead Basin Watersheds FY2017

\$68,000 Federal"

13. Page 3, line 11.

Following: "grant,"

Insert: "for the pallid sturgeon population assessment project, for the Sanford Park fisheries habitat enhancement project, for fish habitat in the Flathead Basin watersheds,"

14. Page 3, line 16.

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Following: "project"

Insert: "and for the French Creek culvert replacement and stream restoration project"

15. Page 3, line 18.

Following: "prevention"

Strike: "and"

Insert: ", "

Following: "study"

Insert: ", and for watershed restoration opportunities in the Selway Meadows area"

16. Page 3.

Following: line 25

Insert: "All remaining fiscal year 2017 federal budget amendment authority for the Kootenai River operations mitigation and evaluation project is authorized to continue into state fiscal year 2018."

17. Page 4.

Following: line 11

Insert: "Parks Division

Smith River Ranger FY2017 \$7,000 Federal

All remaining fiscal year 2017 federal budget amendment authority for management of the Smith River corridor is authorized to continue into state fiscal year 2018.

All remaining fiscal year 2017 federal budget amendment authority for the Smith River ranger is authorized to continue into federal fiscal year 2019."

18. Page 4.

Following: line 12

Insert: "All remaining fiscal year 2017 federal budget amendment authority for arctic grayling spawning habitat is authorized to continue into state fiscal year 2018."

19. Page 4, line 19.

Following: "project,"

Insert: "for the restoration of self-sustaining arctic grayling and westslope cutthroat trout population in Elk Lake,"

20. Page 5.

Following: line 3

Insert: "Community-Scale Solar Strategy Project FY2017 \$380,000 Federal
Zortman-Landusky Water Treatment and Reclamation FY2017
\$400,000 Federal"

21. Page 5, line 5.

Following: "manager"

Insert: ", for the energy efficiency leadership challenge for Montana's K-12 schools, and for the community-scale solar strategy project"

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Insert: "and for Zortman-Landusky water treatment and reclamation"

Insert: "National Drought Resiliency Partnership FY2017 \$20,000 Federal
Coordination on Water Transactions FY2017 \$42,125 Federal
Building Drought Resiliency in the Missouri Headwaters Basin
FY2017 \$200,000 Federal"

Insert: ", for the public water system surveys, for the national drought resiliency partnership, for coordination on water transactions,"

Insert: "All remaining fiscal year 2017 federal budget amendment authority for building drought resiliency in the Missouri Headwaters Basin is authorized to continue into federal fiscal year 2018."

Insert: ", for prescribed burning activities in Carbon and Stillwater Counties,"

Insert: "for the statewide wood energy grant,"

Insert: "Certified State Agricultural Mediation Grant FY2017 \$30,000 Federal"

Insert: "All remaining fiscal year 2017 federal budget amendment authority for the housing trust fund grant is authorized to continue into federal fiscal year 2019."

Insert: "and for apprenticeship USA state expansion grants"

Following: line 23

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Insert: "All remaining fiscal year 2017 federal budget amendment authority for the reemployment and system integration dislocated worker grants is authorized to continue into federal fiscal year 2018."

32. Page 7.

Following: line 26

Insert: "All remaining fiscal year 2017 federal budget amendment authority for the reemployment and system integration dislocated worker grants is authorized to continue into federal fiscal year 2018."

All remaining fiscal year 2017 federal budget amendment authority for the integrity and consortium projects is authorized to continue into state fiscal year 2019."

33. Page 8.

Following: line 2

Insert: "Disaster and Emergency Services

All remaining fiscal year 2017 federal budget amendment authority for the flood risk mitigation activities along the Little Bighorn River is authorized to continue into state fiscal year 2018."

34. Page 8, line 4.

Strike: "Management and Disability"

Insert: "Disability Employment"

35. Page 8.

Following: line 7

Insert: "Food Distribution Program on Indian Reservations FY2017 \$600,000
Federal

All remaining fiscal year 2017 federal budget amendment authority for the food distribution program on Indian reservations is authorized to continue into federal fiscal year 2018."

36. Page 8.

Following: line 13

Insert: "WIC EBT Implementation FY2017 \$598,286 Federal"

37. Page 8, line 15.

Following: "disease"

Insert: "and for immunization capacity building assistance"

38. Page 8, line 17.

Following: "grant"

Insert: "and for the WIC EBT implementation"

And, as amended, do pass. Report adopted.

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HB 6, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: the second "AN ACT"

Insert: "IMPLEMENTING THE RENEWABLE RESOURCE GRANT AND LOAN PROGRAM;"

2. Title, page 1, line 7.

Following: "FOR"

Strike: "CERTAIN"

3. Title, page 1, line 8.

Following: "PROGRAM;"

Insert: "PRIORITIZING PROJECT GRANTS AND AMOUNTS; ESTABLISHING CONDITIONS
FOR GRANTS;"

4. Page 1, line 12.

Following: "grants."

Insert: "(1)"

5. Page 1, line 15.

Strike: "(1)"

Insert: "(a)"

6. Page 1, line 16.

Strike: "(2)"

Insert: "(b)"

7. Page 1, line 17.

Strike: "(3)"

Insert: "(c)"

8. Page 1, line 19.

Strike: "(4)"

Insert: "(d)"

9. Page 1, line 21.

Strike: "(5)"

Insert: "(e)"

10. Page 1, line 22.

Following: line 21

Insert: "(2) The amount of \$3,231,640 is appropriated to the department of natural resources and conservation from the natural resources projects state special revenue account, established in 15-38-302, for grants to political subdivisions and local governments for

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the biennium beginning July 1, 2017. The funds referred to in this subsection must be awarded by the department to the named entities for the described purposes and in the grant amounts listed in subsection (4), subject to the conditions set forth in [sections 2 and 3] and the contingencies described in the renewable resource grant and loan program January 2017 report to the 65th legislature.

(3) Funds must be awarded up to the amounts approved in subsection (4) in the following listed order of priority until available funds are expended. Funds not accepted or used by higher-ranked projects must be provided for projects farther down the priority list that would not otherwise receive funding. If at any time a grant sponsor determines that a project will not begin before June 30, 2019, the sponsor shall notify the department of natural resources and conservation. After all eligible projects are funded, remaining funds may be used for any renewable resource project authorized under this section.

(4) The following are the prioritized grant projects:

RENEWABLE RESOURCE GRANT AND LOAN PROGRAM

Applicant/Project

Amount

Helena Valley Irrigation District

(Gate Automation)

\$125,000

Granite County

(Flint Creek Dam Resource Enhancement)

\$125,000

Bozeman, City of

(Sunset Hills Cemetery and Lindley Park Water Conservation)

\$125,000

Medicine Lake, Town of

(Wastewater System Improvements)

\$125,000

Ward Irrigation District

(Canal Intake Improvements)

\$125,000

Sweet Grass County Conservation District

(Boe-Engle Ditch Diversion Infrastructure Improvements)

\$106,640

Beaverhead Conservation District

(Poindexter Slough Fishery Enhancement, Phase 3)

\$125,000

Crow Tribe of Indians

(Wastewater Collection System Improvement, Phase 3)

\$125,000

Stillwater Conservation District

(Yanzick/Brey-Riddle Ditches Irrigation System Improvements)

\$125,000

Lewis and Clark County Sewer District

(Wastewater System Improvements)

\$125,000

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Froid, Town of
 (Wastewater System Improvements)
 \$125,000

Townsend, City of
 (Wastewater System Improvements)
 \$125,000

South Wind Water and Sewer District
 (Water and Wastewater System Improvements, Phase 3)
 \$125,000

Poplar, City of
 (Wastewater System Improvements)
 \$125,000

Lower Yellowstone Irrigation Project
 (Lateral O Check and Terminal Wasteway Rehabilitation)\$125,000

Stillwater County - Absarokee Sewer Rural Special Improvement District
 (Wastewater System Improvements)
 \$125,000

Ryegate, Town of
 (Wastewater System Improvements)
 \$125,000

Huntley Project Irrigation District
 (Lower Main Canal Lining, Phase 2)
 \$125,000

Helena Valley Irrigation District
 (Lateral 14.8 Rehabilitation, Phase 1)
 \$125,000

Broadwater Conservation District
 (Big Springs Ditch Water Conservation, Phase 2)
 \$125,000

Thompson Falls, City of
 (Wastewater System Improvements)
 \$125,000

Pondera County Conservation District
 (Pondera County Canal & Reservoir Company KB2 Canal Rehabilitation)
 \$125,000

Malta Irrigation District
 (Exeter Siphon Replacement)
 \$125,000

Sidney Water User Irrigation District
 (Main Canal Pipeline Conversion)
 \$125,000

Buffalo Rapids Irrigation District 2
 (Shirley Main Canal Rehabilitation)
 \$125,000

Fort Shaw Irrigation District
 (D-System Water Conservation)

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\$125,000
Cascade, Town of
(Wastewater System Improvements)
\$125,000
Helena, City of
(Westside Wastewater System Improvements)
\$125,000
Eureka, Town of
(Wastewater Expansion and Improvement, Phase 1B)
\$100,000
Whitefish, City of
(Wastewater System Improvements)
\$125,000
Black Eagle - Cascade County Water and Sewer District
(Sewer Main Slip Lining)
\$125,000
Thompson Falls, City of
(Water System Improvements)
\$125,000
Dutton, Town of
(Water System Improvements)
\$125,000
Fallon County
(Baker Lake Restoration)
\$100,000
Madison County
(Big Hole Streambank Rehabilitation)
\$125,000
Glen Lake Irrigation District
(Costich Drop Rehabilitation, Phase 1)
\$125,000
Harlowton, City of
(Water System Improvements, Phase 4)
\$125,000
Alberton, Town of
(Water System Improvements)
\$125,000
Buffalo Rapids Irrigation District 1
(Lateral 20.6 Pipeline Conversion, Phase 2)
\$125,000
Chouteau County Conservation District
(Ranching for Rivers: Cost Share to Landowners
for Infrastructure Improvements for Grazing
Management on the Missouri River)
\$125,000
Judith Gap, Town of

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(Wastewater System Improvements, Phase 2)
\$125,000
Flathead Conservation District
(Krause Creek Restoration)
\$116,000
Sanders County Sewer District at Paradise
(Wastewater System Improvements)
\$125,000
Jefferson County
(Jefferson Slough Eurasian Watermilfoil Control)
\$96,530
Huntley Project Irrigation District
(Tunnel 2 - Discharge Line Rehabilitation)
\$125,000
Simms County Sewer District
(Wastewater System Improvements)
\$125,000
Cut Bank, City of
(Water System Improvements)
\$125,000
MT DNRC-Water Resources Division
(Flint Creek Water Project- Allendale Canal Intake & Fish Screen)
\$125,000
Sheridan, Town of
(Water System Improvements)
\$125,000
Fort Peck Tribes
(Lateral L-42M Rehabilitation, Phase 1)
\$125,000
Toston Irrigation District
(Main Canal Rehabilitation)
\$125,000
Laurel, City of
(Water System Improvements)
\$125,000
Clinton Irrigation District
(Main Canal Wasteway Rehabilitation and Intake Canal Improvements)
\$125,000
Tin Cup Water and Sewer District
(Water Conservation)
\$125,000
Jordan, Town of
(Wastewater System Improvements)
\$125,000
Lincoln County
(Ksanka Creek Restoration - Highway 93 to Osloski Road)

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\$125,000
Manhattan, Town of
(Wastewater System Improvements)
\$125,000
Lower Musselshell Conservation District
(Musselshell River Channel Migration Zone Mapping)
\$125,000
Shelby, City of
(Water System Improvements)
\$125,000
MT DNRC-Water Resources Division
(Broadwater Missouri Canal System Study and Masterplan)
\$100,000
MT DNRC-Water Resources Division
(East Fork Rock Creek Main Canal Lining)
\$125,000
Roundup, City of
(Water System Improvements)
\$125,000
Custer County
(Custer County Miles City Flood Control)
\$125,000
Scobey, City of
(Water System Improvements)
\$125,000
Wilsall Water District
(Water System Improvements)
\$125,000
Hot Springs, Town of
(Water System Improvements)
\$125,000
Winifred, Town of
(Water System Improvements)
\$125,000
MT DNRC-Water Resources Division
(Nevada Creek Water Project - Douglas Canal Lining Replacement)
\$125,000
Denton, Town of
(Water System Improvements)
\$125,000
Fort Benton, City of
(Water System Improvements)
\$125,000
Absarokee Water and Sewer District
(Water System Improvements)
\$125,000

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Hysham Irrigation District
(Re-Lift Canal Improvement)
\$125,000

Deer Lodge, City of
(Municipal Well Replacement)
\$125,000

Flathead Conservation District
(Whitefish Water Treatment Plan and Resource Optimization)
\$86,000

Toole County Conservation District
(Eagle Aquifer Evaluation, North-Central Montana)
\$116,230

Missoula County
(Sunset West Water System Improvements)
\$125,000

Gallatin Local Water Quality District
(Bridger Range Front Hydrogeologic Investigation)
\$125,000

Missoula, City of
(Restoration and Migration of Public
Access Damage - Clark Fork River, Phase 1)
\$125,000

Circle, Town of
(Water System Improvements)
\$125,000

Stanford, Town of
(Water System Improvements)
\$125,000

West Great Falls Flood Control & Drainage District
(Riverbank Erosion Rehabilitation and Repairs)
\$125,000

Nine Mile Water and Sewer District
(Water System Improvements)
\$125,000

MT Bureau of Mines and Geology - MT Tech
(Irrigation Efficiencies and Domestic Groundwater Supplies)
\$125,000

Brady County Water and Sewer District
(Water System Improvements)
\$109,400

Bigfork County Water and Sewer District
(Water Storage and Distribution Improvements)
\$125,000

Chinook, City of
(Water System Upgrades)
\$125,000

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Lockwood Irrigation District
 (Pump Station Rehabilitation)
 \$125,000
RAE County Water and Sewer District
 (Falcon Hollow #2 Well)
 \$125,000
Malta, City of
 (Water System Improvements)
 \$125,000
Lockwood Water and Sewer District
 (Water System Improvements)
 \$125,000
Ekalaka, Town of
 (Flood Study)
 \$125,000
Conrad, City of
 (Water System Improvement)
 \$125,000
Sweet Grass County Conservation District
 (Yellowstone River Channel Stabilization
 and Surface Water Protection, Phase 2)
 \$125,000"

11. Page 1, line 23.

Following: line 22

Insert: "NEW SECTION. Section 2. Coordination of fund sources for grants to political subdivisions and local governments. A project sponsor listed under [section 1(4)] may not receive funds from both the reclamation and development grants program and the renewable resource grant and loan program for the same project during the same biennium."

Insert: "NEW SECTION. Section 3. Conditions of grants. Disbursement of funds under [section 1] is subject to the following conditions that must be met by the project sponsor:

 (1) A scope of work and budget for the project must be approved by the department of natural resources and conservation. Any changes in scope of work or budget subsequent to legislative approval may not change project goals and objectives. Changes in activities that would reduce the public or natural resource benefits as presented in department of natural resources and conservation reports and applicant testimony to the 65th legislature may result in a proportional reduction in the grant amount.

 (2) The project sponsor shall show satisfactory completion of conditions described in the recommendation section of the project narrative of the program report to the legislature for the biennium ending June 30, 2019, or, in the case of planning grants issued under [section 1(1)], completion of conditions specified at the time of written notification of approved grant authority.

 (3) The project sponsor must have a fully executed grant agreement with the department.

 (4) Any other specific requirements considered necessary by the department must be

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met to accomplish the purpose of the grant as evidenced from the application to the department or from the proposal as presented to the legislature."

Insert: "NEW SECTION. Section 4. Appropriations established. There is appropriated to any entity of state government that receives a grant under [section 1] the amount of the grant upon award of the grant by the department of natural resources and conservation. Grants to entities from prior bienniums are reauthorized for completion of contract work."

Insert: "NEW SECTION. Section 5. Approval of grants -- completion of biennial appropriation. The legislature, pursuant to 85-1-605, approves the renewable resource programs grants listed in [section 1]. The authorization of these grants constitutes a biennial appropriation from the natural resources projects state special revenue account established in 15-38-302. "

Renumber: subsequent sections

12. Page 1, line 26.

Following: line 26

Insert: "COORDINATION SECTION. Section 7. Coordination instruction. If both [this act] and an act that provides additional funding for renewable resource grants from bond proceeds are passed and approved, the projects listed in [section 1(4)] that do not receive funding from the appropriation in [section 1(2)] may receive funding from the appropriation in the other act designated for renewable resource grants in the order of completion of the conditions of [section 3] and to the extent that there is appropriation authority available. The project applicant must complete the conditions of [section 3] by September 30, 2020, or any obligation to the project is void."

Insert: "NEW SECTION. Section 8. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 7, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: the second "AN ACT"

Insert: "IMPLEMENTING THE RECLAMATION AND DEVELOPMENT GRANTS PROGRAM;"

2. Title, page 1, line 7.

Following: "FOR"

Strike: "CERTAIN"

3. Title, page 1, line 8.

Following: "PROGRAM;"

Insert: "PRIORITIZING PROJECT GRANTS AND AMOUNTS; ESTABLISHING CONDITIONS

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FOR GRANTS;"

4. Page 1, line 12.

Following: "grants."

Insert: "(1)"

5. Page 1, line 15.

Strike: "(1)"

Insert: "(a)"

6. Page 1, line 17.

Strike: "(2)"

Insert: "(b)"

7. Page 1, line 18.

Following: line 17

Insert: "(2) The amount of \$4,079,129 is appropriated to the department of natural resources and conservation from the natural resources projects state special revenue account established in 15-38-302 for grants to political subdivisions and local governments during the biennium beginning July 1, 2017. The funds in this subsection must be awarded by the department to the named entities for the described purposes and in the grant amounts set out in subsection (4) subject to the conditions set forth in [sections 2 and 3] and the contingencies described in the reclamation and development grant program January 2017 report to the 65th legislature.

(3) Funds must be awarded up to the amounts approved in this section in the order of priority listed in subsection (4) until available funds are expended. Funds not accepted or used by higher-ranked projects must be provided for projects farther down the priority list that would not otherwise receive funding. After all eligible projects are funded, remaining funds may be used for any reclamation and development project authorized under this section.

(4) The following are the prioritized grant projects:

Applicant/Project	Amount
Granite Conservation District	
(Flint Creek Watershed Metals Remediation	
- Fred Burr Creek, Rumsey Mill Tailings)	\$500,000
Montana Department of Environmental Quality	
(Tramway Creek Mine Reclamation Project)	\$432,500
Harlowton, City of	
(Removal of Contaminated Soils and Free	
Product at the Harlowton Roundhouse in Harlowton, MT)	
\$300,000	
Lewistown, City of	
(Cleanup of the Central Post and	
Treating Company in Lewistown, MT)	\$475,000
East Helena Public Schools	
(Dartman Field Reclamation Project)	\$500,000
Confederated Salish and Kootenai Tribes	

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(Revais Creek Mine Tailings Reclamation)	\$302,074
Missoula County Community and Planning Services	
(Ninemile Creek Housem Placer Mine Reclamation)	\$420,000
Lincoln Conservation District	
(Tobacco River Restoration Project - Engineering and Implementation)	\$395,136
Richland County Conservation District	
(Mitigating Impacts to the Fox Hills/Hell Creek Aquifer, Richland County)	\$454,419
Montana Department of Environmental Quality	
(Upper Blackfoot Mining Complex - Wetland Connection)	\$300,000
Deer Lodge, City of	
(Milwaukee Roundhouse CECRA Site Passenger Refueling Area VCRA Program Remediation)	\$294,250
City and County of Butte-Silver Bow, Planning Department	
(Butte-Silver Bow Erosion Control and Vegetation Enhancement Program)	\$185,307
Fort Belknap Indian Community	
(Landusky Pit and Swift Gulch Capture Wells to Reduce Acid Mine Discharge to State Waters and the Fort Belknap Indian Reservation, Montana)	\$132,000
Montana Department of Environmental Quality	
(Basin Creek Mine - Phase 2 Site Stability Project)	\$300,000
Ruby Valley Conservation District	
(California Creek Mining Reclamation - Multi-Phase Stream and Floodplain Restoration)	\$62,625
Deer Lodge Valley Conservation District	
(Mt. Haggin Uplands Restoration Project)	\$74,405
Mile High Conservation District	
(Conifer Encroachment Reduction Project)	\$32,809
Deer Lodge Valley Conservation District	
(Oregon Creek Placer Mine Reclamation)	\$58,610
Roosevelt County	
(Kenco Refinery Cleanup)	\$275,000"

8. Page 1, line 19.

Following: line 18

Insert: "NEW SECTION. **Section 2. Coordination of fund sources for grants to political subdivisions and local governments.** A project sponsor listed under [section 1] may not receive funds from both the reclamation and development grants program and the renewable resource grant and loan program for the same project during the same biennium."

Insert: "NEW SECTION. **Section 3. Conditions of grants.** Disbursement of funds under [section 1] is subject to the following conditions that must be met by the project sponsor:

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(1) A scope of work and budget for the project must be approved by the department of natural resources and conservation. Any changes in scope of work or budget subsequent to legislative approval may not change project goals and objectives. Changes in activities that would reduce the public or natural resource benefits as presented in department of natural resources and conservation reports and applicant testimony to the 65th legislature may result in a proportional reduction in the grant amount.

(2) The project sponsor shall show satisfactory completion of conditions described in the recommendation section of the project narrative of the program report to the legislature for the biennium ending June 30, 2019, or, in the case of planning grants issued under [section 1], completion of conditions specified at the time of written notification of approved grant authority.

(3) The project sponsor must have a fully executed grant agreement with the department.

(4) Any other specific requirements considered necessary by the department must be met to accomplish the purpose of the grant as evidenced from the application to the department or from the proposal as presented to the legislature."

Insert: "NEW SECTION. **Section 4. Other appropriations.** There is appropriated to any entity of state government that receives a grant under [section 1] the amount of the grant upon award of the grant by the department of natural resources and conservation. Grants to entities from prior bienniums are reauthorized for completion of contract work."

Insert: "NEW SECTION. **Section 5. Approval of grants -- completion of biennial appropriation.** The legislature, pursuant to 90-2-1111, approves the reclamation and development grants listed in [section 1]. The authorization of these grants constitutes a biennial appropriation from the natural resources projects state special revenue account established in 15-38-302. "

Renumber: subsequent sections

9. Page 1, line 22.

Following: line 21

Insert: "COORDINATION SECTION. **Section 7. Coordination instruction.** If both [this act] and an act that provides additional funding for reclamation and development grants from bond proceeds are passed and approved, the projects listed in [section 1(4)] that do not receive funding from the appropriation in [section 1(2)] may receive funding from the appropriation in the other act designated for reclamation and development grants in the order of completion of the conditions of [section 3] and to the extent that there is appropriation authority available. The project applicant must complete the conditions of [section 3] by September 30, 2020, or any obligation to the project is void."

Insert: "NEW SECTION. **Section 8. Severability.** If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 9, do pass. Report adopted.

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 428 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Galloway, Harris, Stewart-Per, Windy Boy.
Total 4

Excused: None.
Total 0

Absent or not voting: Mandeville.
Total 1

HB 445 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

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Excused: None.

Total 0

Absent or not voting: Mandeville.

Total 1

HB 528 passed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Regier, Ryan, Sales, Schreiner, Shaw, Smith, Swanson, Webber, Welch, Woods.

Total 51

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Dudik, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Ricci, Rosendale, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 48

Excused: None.

Total 0

Absent or not voting: Mandeville.

Total 1

HB 562 passed as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Windy Boy, Zolnikov, Mr. Speaker.

Total 57

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, White, Woods.

Total 42

Excused: None.

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Total 0

Absent or not voting: Mandeville.

Total 1

HB 565 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Bennett, Z. Brown.

Total 2

Excused: None.

Total 0

Absent or not voting: Mandeville.

Total 1

SB 40 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Court, Cuffe, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 73

Nays: Ballance, Bartel, Beard, B. Brown, Burnett, Cook, Custer, Flynn, Garner, Glimm, Harris, A Hertz, Knokey, C Knudsen, Lavin, Manzella, Noland, O'Hara, Olsen, Redfield, Regier, Rosendale, Skees, Usher, Vinton, White.

Total 26

Excused: None.

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Total 0

Absent or not voting: Mandeville.

Total 1

SB 97 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.

Total 43

Excused: None.

Total 0

Absent or not voting: Mandeville.

Total 1

SB 115 concurred in as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods.

Total 50

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 49

Excused: None.

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Total 0

Absent or not voting: Mandeville.

Total 1

SB 128 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Burnett, Galloway, Harris, Lenz, Rosendale.

Total 5

Excused: None.

Total 0

Absent or not voting: Mandeville.

Total 1

SB 264 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 62

Nays: Abbott, Bachmeier, Bennett, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Pierson, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Woods.

Total 36

Excused: None.

Total 0

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Absent or not voting: Flynn, Mandeville.

Total 2

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 626, introduced by R. Shaw, A. Knudsen, S. Sales, R. Shaw, referred to State Administration.

HB 627, introduced by R. Cook, R. Cook, referred to Transportation.

MOTIONS

Representative Ehli moved to re-refer **HB 558** to the Appropriations Committee. Without objection, so ordered.

Representative Ryan moved to change her vote on **HB 131** from No to Yes. Without objection, so ordered.

Representative Court moved to change her vote on **SB 97** from Yes to No. Without objection, so ordered.

Representative Greef moved to change his vote on **SB 264** from Not Voting to Yes. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned names be **ADDED** as sponsors to **HB 609**
Motion carried.

HB 609 (C. Glimm, Chief Sponsor)

Ankney, Blasdel, D. Brown, Buttrey, Cuffe, Fielder, Hinkle, Kary, Lang, Osmundson, Richmond, S. Sales, Swandal, Tempel, and R. Webb.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Wednesday, March 22, 2017. Motion carried.

House adjourned at 2:32 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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FIFTY-NINTH LEGISLATIVE DAY**

Helena, Montana
March 22, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Rosendale. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (Ricci, Chair):

3/22/2017

Correctly printed: **HB 9, HB 134, HB 558, HB 614, HB 615, HB 616, HB 617, HB 618, HB 619, HB 620, HB 621, HB 622, HB 623, HB 624, HB 625, HB 626, HB 627, HJR 19, HJR 22, SB 8, SB 20, SB 58, SB 79, SB 81, SB 103, SB 121, SB 127, SB 151, SB 311.**

Correctly engrossed: **HB 4, HB 6, HB 7.**

Correctly enrolled: **HB 20, HB 137, HB 297, HB 421, HB 470.**

Examined by the sponsor and found to be correct: **HB 38, HB 65, HB 124, HB 172, HB 220, HB 282, HB 337, HB 342, HB 370, HB 498.**

Transmitted to the Senate: **HB 134, HB 528, SB 58, SB 127.**

Signed by the Speaker at 4:50 p.m., March 22, 2017: **HB 38, HB 65, HB 124, HB 172, HB 220, HB 282, HB 337, HB 342, HB 370, HB 498.**

Signed by the Chief Clerk of the House at 5:00 p.m., March 22, 2017: **HB 38, HB 65, HB 124, HB 172, HB 220, HB 282, HB 337, HB 342, HB 370, HB 498.**

Delivered to the Governor for approval at 10:10 a.m., March 22, 2017: **HB 102, HB 148, HB 163, HB 173, HB 247, HB 256, HB 271, HB 276, HB 279.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

3/21/2017

HB 5, introduced bill, be amended as follows:

1. Page 2, line 3.

Strike: "Capital"

Insert: "Capitol"

2. Page 2, line 8.

Following: line 7

Insert: "Life Safety and Deferred Maintenance - Statewide 5,500,000 [State Special] 5,500,000 [Total]"

State special revenue funds consist of long-range building program funds of the capital projects fund type.

Life Safety and Deferred Maintenance - MUS - Statewide 3,000,000 [State Special] 3,000,000 [Total]

State special revenue funds consist of long-range building program funds of the capital projects

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fund type.

DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES

Montana Mental Health Nursing Care Center Boiler and Heating Replacement - Lewistown

2,500,000 [State Special] 2,500,000 [Total]

State special revenue funds consist of long-range building program funds of the capital projects fund type.

DEPARTMENT OF JUSTICE

Montana Law Enforcement Academy 8,100,000 [State Special] 8,100,000 [Total]

State special revenue funds consist of long-range building program funds of the capital projects fund type.

DEPARTMENT OF MILITARY AFFAIRS

Female Latrines - Statewide 200,000 [State Special] 200,000 [Federal Special] 400,000 [Total]

State special revenue funds consist of long-range building program funds of the capital projects fund type.

Statewide Roof Replacement and Repair 1,100,000 [State Special] 2,200,000 [Federal Special] 3,300,000 [Total]

State special revenue funds consist of long-range building program funds of the capital projects fund type."

3. Page 2, line 13.

Following: line 12

Insert: "MONTANA UNIVERSITY SYSTEM

Liberal Arts Building Renovation, UM 6,000,000 [Authority Only] 6,000,000 [Total]

Clinical Psychology Addition, UM 4,000,000 [Authority Only] 4,000,000 [Total]

Neural Injury Center, UM 7,000,000 [Authority Only] 7,000,000 [Total]

Education Building Expansion, UM 20,000,000 [Authority Only] 20,000,000 [Total]

MAES Livestock Complex, MSU 10,000,000 [Authority Only] 10,000,000 [Total]

Living Learning Center, MT Tech 8,500,000 [Authority Only] 8,500,000 [Total]

Natural Resources Research Center Addition, Montana Tech

350,000 [Authority Only] 350,000 [Total]

Barnard Hall Renovation, MSU Bozeman 1,500,000 [Authority Only] 1,500,000 [Total]"

4. Page 5, line 4.

Following: line 3

Insert: "State special revenue funds consist of state building energy funds of the capital fund type.

(6) Authority is granted to Montana state university in the indicated amount for the purpose of making capital improvements to existing campus facilities. Authority-only funds may include federal special revenue, donations, grants, auxiliary funds, proprietary funds, and nonstate university funds. All costs for additional operations and maintenance of any improvements constructed under this authorization must be paid by the Montana state university from nonstate sources:

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Agency/Project	State Special Revenue	Federal Special Revenue	Authority Only	Total
General Spending Authority, MSU		3,000,000	[Authority Only]	3,000,000 [Total]"

5. Page 6, line 16.

Insert: "COORDINATION SECTION. **Section 9. Coordination instruction.** If [LC 681] is not passed and approved containing a transfer from the consumer protection account to the long-range building program account of at least \$8.1 million, then the appropriation to the department of administration in [section 2] is void."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 8, introduced bill, be amended as follows:

1. Page 1, line 29 through line 30.

Strike: line 29 through line 30 in their entirety

Insert: "Dry-Redwater Regional Water Authority
Local Match for Dry-Redwater Projects \$3,000,000
Central Montana Regional Water Authority
Local Match for Musselshell-Judith Projects \$3,000,000"

2. Page 2, line 1.

Strike: "4.0%"

Insert: "3.0%"

And, as amended, do pass. Report adopted.

HB 11, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Following: "FOR"

Insert: "financial assistance to local government infrastructure projects through the treasure state endowment program; authorizing grants from the treasure state endowment state special revenue account; placing conditions on grants and funds; appropriating money to the department of commerce for"

2. Title, page 1, line 8.

Following: "GRANTS;"

Insert: "appropriating money from the treasure state endowment regional water system state special revenue account to the department of natural resources and conservation for financial assistance to regional water authorities for regional water projects;"

3. Page 1, line 12.

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Following: line 11

Insert: "NEW SECTION. Section 1. Appropriations for treasure state endowment program grants. (1) There is appropriated to the department of commerce \$15,925,000 for the biennium beginning July 1, 2017, from the treasure state endowment state special revenue account to finance treasure state endowment program grants authorized by subsection (2).

(2) The following applicants and projects are authorized for grants and listed in the order of their priority:

Other Infrastructure Applicant (project type)	Grant Amount
1. Sanders County Sewer District (wastewater)	\$750,000
2. Beaverhead County Jackson Water and Sewer District (water)	\$294,000
3. Denton, Town of (water)	\$625,000
4. Helena, City of (wastewater)	\$750,000
5. Absarokee Water and Sewer District (water)	\$500,000
6. Medicine Lake, Town of (wastewater)	\$625,000
7. Froid, Town of (wastewater)	\$750,000
8. Cut Bank, City of (water)	\$750,000
9. Eureka, Town of (wastewater)	\$555,000
10. Nine Mile Water and Sewer District (water)	\$750,000
11. South Wind Water and Sewer District (water and wastewater)	\$750,000
12. Livingston, City of (wastewater)	\$625,000
13. Townsend, City of (wastewater)	\$625,000
14. Scobey, City of (water)	\$500,000
15. Manhattan, Town of (wastewater)	\$611,800
16. Stanford, Town of (water)	\$500,000
17. Hot Springs, Town of (water)	\$478,632
18. Sheridan, Town of (water)	\$625,000
19. Simms County Sewer District (wastewater)	\$750,000
20. Circle, Town of (water)	\$625,000
21. Lockwood Water and Sewer District (water)	\$625,000
22. Harlowton, City of (water)	\$750,000
23. Cascade, Town of (wastewater)	\$500,000
24. Shelby, City of (water)	\$750,000
25. Dutton, Town of (water)	\$500,000
26. Butte-Silver Bow (wastewater)	\$349,286
27. Winifred, Town of (water)	\$500,000
28. Ryegate, Town of (wastewater)	\$500,000
29. Whitefish, City of (wastewater)	\$750,000
30. Glendive, City of (wastewater)	\$625,000
31. Neihart, Town of (water)	\$500,000
32. Thompson Falls, City of (water)	\$625,000
33. Chinook, City of (water)	\$625,000
34. Malta, City of (water)	\$500,000
35. Sanders County(stormwater)	\$625,000

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36.	Bigfork County Water and Sewer District (water)	\$500,000
37.	Roundup, City of (water)	\$500,000
38.	Conrad, City of (water)	\$500,000
39.	Fort Benton, City of (water)	\$500,000
40.	Laurel, City of (water)	\$500,000
41.	Poplar, City of (wastewater)	\$750,000
42.	Lincoln Lewis and Clark Co. Sewer District (wastewater)	

		\$280,000
43.	Jordan, Town of (wastewater)	\$500,000
44.	Judith Gap, Town of (wastewater)	\$125,000

(3) (a) Funding for the projects numbered 1 through 26 in subsection (2) will be provided up to the amount of the appropriation in subsection (1) as projects meet the conditions provided in [section 3].

(b) Projects numbered 27 through 29 listed in subsection (2) that have satisfied the conditions described in [section 3] may receive grant funds only if one or more of the applicants for projects numbered 1 through 26 have terminated their request for award funds in writing prior to the end of the biennium ending June 30, 2019.

(4) There is appropriated to the department of commerce \$3,747,151 for the biennium beginning July 1, 2017, from the treasure state endowment state special revenue account to finance treasure state endowment program grants authorized by subsection (5) as projects meet the conditions provided in [section 3].

(5) The following applicants and projects are authorized for grants and listed in the order of their priority:

Bridge Applicant	Grant Amount
1. Missoula County	\$500,000
2. Park County	\$107,957
3. Madison County	\$237,284
4. Prairie County	\$160,000
5. Gallatin County	\$684,800
6. Carbon County	\$750,000
7. Lewis and Clark County	\$309,985
8. Judith Basin County	\$247,125
9. Powell County	\$750,000
10. Yellowstone County	\$310,914
11. Jefferson County	\$197,412
12. Ravalli County	\$133,143
13. Stillwater County	\$500,000
14. Blaine County	\$389,739
15. Big Horn County	\$473,455

(6) If sufficient funds are available, this section constitutes a valid obligation of funds to the grant recipients listed in subsections (2) and (5) for purposes of encumbering both treasure state endowment state special revenue account funds and state and local infrastructure account funds for the biennium beginning July 1, 2017, pursuant to 17-7-302. However, a grant recipient's entitlement to receive funds is dependent on the grant recipient's compliance with the conditions described in [section 3] and on the availability of funds.

(7) Funding for projects in subsections (2) and (5) that are not fully funded by funds from

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the treasure state endowment state special revenue account will be provided only as long as there are sufficient funds available from the amount that was deposited into the state and local infrastructure account. Funding for these projects will be made available in the order that the grant recipients satisfy the conditions described in [section 3]. However, any of the projects listed in subsections (2) and (5) that have not completed the conditions described in [section 3] by September 30, 2018, must be reviewed by the next regular session of the legislature to determine if the authorized grant should be withdrawn.

(8) The funds appropriated in this section must be used by the department to make grants to the governmental entities listed in subsections (2) and (5) for the described purposes and in amounts not to exceed the amounts set out in subsections (2) and (5). The grants authorized in this section are subject to the conditions set forth in [section 3] and described in the treasure state endowment program 2019 biennium report to the 65th legislature. The department shall commit funds to projects listed in subsections (2) and (5), up to the amounts authorized, based on the manner of and subject to the limitations on disbursement set forth in [section 3] until the funds deposited into the treasure state endowment state special revenue account and the state and local infrastructure account are expended.

(9) Grant recipients shall complete all of the conditions described in [section 3] by September 30, 2020, or any obligation to the grant recipient is void."

Insert: "NEW SECTION. Section 2. Approval of grants -- completion of biennial appropriation. (1) The legislature, pursuant to 90-6-701, authorizes grants for the projects identified in [sections 1(2) and 1(5)], the emergency infrastructure projects in [section 5], and for the infrastructure planning grants in [section 6].

(2) The authorization of these grants constitutes a biennial appropriation from the treasure state endowment special revenue account provided for in 17-5-703(3)(c).

(3) Grants to entities from prior bienniums are reauthorized for completion of contract work."

Insert: "NEW SECTION. Section 3. Condition of grants -- disbursements of funds.

(1) The disbursement of grant funds for the projects specified in [sections 1(2) and 1(5)] is subject to completion of the following conditions:

(a) The grant recipient shall document that other matching funds required for completion of the project are firmly committed.

(b) The grant recipient must have a project management plan that is approved by the department of commerce.

(c) The grant recipient must be in compliance with the auditing and reporting requirements provided for in 2-7-503 and have established a financial accounting system that the department can reasonably ensure conforms to generally accepted accounting principles. Tribal governments shall comply with auditing and reporting requirements provided for in OMB Circular A-133.

(d) The grant recipient shall satisfactorily comply with any conditions described in the application (project) summaries section of the treasure state endowment program 2019 biennium report to the 65th legislature.

(e) The grant recipient shall satisfy other specific requirements considered necessary by the department of commerce to accomplish the purpose of the project as evidenced by the application to the department.

(f) The grant recipient shall execute a grant agreement with the department of commerce.

(2) With the exception of bridges, all projects must adhere to the design standards required

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by the department of environmental quality. Recipients of treasure state endowment program funds that are not subject to the department of environmental quality design standards must adhere to generally accepted industry standards, such as Recommended Standards for Wastewater Facilities or Recommended Standards for Water Works, published by the Great Lakes-Upper Mississippi River Board of State and Provincial Public Health and Environmental Managers, latest edition.

(3) Recipients of treasure state endowment program funds are subject to the requirements of the department of commerce as described in the most recent edition of the Treasure State Endowment Program Project Administration Manual adopted by the department through the administrative rulemaking process."

Insert: "NEW SECTION. Section 4. Other powers and duties of department. (1) The department of commerce shall disburse grant funds on a reimbursement basis as grant recipients incur eligible project expenses.

(2) If actual project expenses are lower than the projected expense of the project, the department may, at its discretion:

(a) reduce the amount of grant funds to be provided to grant recipients in proportion to all other project funding sources;

(b) authorize the use of the remaining authorized grant amounts for the construction of additional infrastructure components directly related to the approved project that will further enhance the overall system; or

(c) reduce the amount of grant funds to be provided so that the grant recipient's projected average residential user rates do not become lower than their target rate as determined by the department.

(3) If the grant recipient obtains a greater amount of grant funds than was contained in the treasure state endowment program application, the department may reduce the amount of the treasure state endowment program grant funds to be provided to ensure that the grant recipient continues to meet the threshold requirements contained in program guidelines for receiving the larger treasure state endowment program grant."

Renumber: subsequent sections

4. Page 1, line 24.

Following: line 23

Insert: "NEW SECTION. Section 7. Appropriation from treasure state endowment regional water system special revenue account. (1) There is appropriated \$4,943,389 to the department of natural resources and conservation for the biennium beginning July 1, 2017, from the treasure state endowment regional water system special revenue account to finance the state's share of regional water system projects authorized in subsection (2) and as set forth in 90-6-715.

(2) Montana's four regional water authorities are authorized to receive the funds appropriated in subsection (1) as long as there are sufficient funds available from the amount that was deposited into the treasure state endowment regional water system special revenue account during the biennium beginning July 1, 2017.

(3) A regional water authority's receipt of funds is dependent on the authority's compliance with the conditions described in [section 9(1)].

(4) This section constitutes a valid obligation of funds to the regional water authorities listed in subsection (2) for purposes of encumbering the treasure state endowment regional water system special revenue account funds received during the biennium beginning July 1, 2017, under

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17-7-302."

Insert: "NEW SECTION. Section 8. Approval of funds -- completion of appropriation.

(1) The legislature, pursuant to 90-6-715, authorizes funds for the regional water authorities identified in [section 7(2)].

(2) The authorization of these funds completes an appropriation from the treasure state endowment regional water system special revenue account provided for in 17-5-703(3)(d)."

Insert: "NEW SECTION. Section 9. Conditions -- manner of disbursements of funds.

(1) The disbursement of funds under [sections 7 and 8] is subject to completion of the following conditions:

(a) The regional water authority shall execute an agreement with the department of natural resources and conservation.

(b) The regional water authority must have a project management plan that is approved by the department.

(c) The regional water authority shall establish a financial accounting system that the department can reasonably ensure conforms to generally accepted accounting principles.

(d) The regional water authority shall provide the department with a detailed preliminary engineering report.

(2) The department shall disburse funds on a reimbursement basis as the regional water authority incurs eligible project expenses."

Renumber: subsequent sections

5. Page 1, line 28.

Following: line 27

Insert: "COORDINATION SECTION. Section 11. Coordination instruction. (1) If both [this act] and an act that provides additional funding for treasure state endowment program grants from bond proceeds are passed and approved, the projects listed in [sections 1(2) and 1(5) of this act] that do not receive funding from the appropriations in [sections 1(1) and 1(4) of this act] may receive funding from the appropriation in the other act designated for treasure state endowment program grants in the order of completion of the conditions of [section 3 of this act] and to the extent that there is appropriation authority available.

(2) If both [this act] and an act that provides additional funding for treasure state endowment program grants from bonding proceeds are passed and approved, [section 1(3)(b) of this act] is void."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair):

3/22/2017

SB 219, be concurred in. Report adopted.

SB 275, be concurred in. Report adopted.

SB 312, be concurred in. Report adopted.

FISH, WILDLIFE AND PARKS (Flynn, Chair):

3/21/2017

HB 454, introduced bill, be amended as follows:

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1. Title, page 1, line 14.

Following: "23-1-105,"

Insert: "23-1-106, 23-1-107,"

Following: "23-1-108,"

Insert: "23-1-109,"

2. Page 29, line 9.

Strike: "[section 50]; [section 51];"

Insert: "[section 53]; [section 54];"

3. Page 40.

Following: line 3

Insert: "**Section 40.** Section 23-1-106, MCA, is amended to read:

"23-1-106. Rules -- penalties -- enforcement. (1) The ~~department and the~~ board may make rules governing the use, occupancy, and protection of the property under their control.

(2) A person who violates subsection (3) or a rule established pursuant to this section is guilty of a misdemeanor and shall be fined not more than \$500 or be imprisoned in the county jail for not more than 6 months.

(3) A person may not refuse to exhibit for inspection any park permit, proof of age, or proof of residency upon request by a ~~fish and game warden~~, park ranger, or peace officer, or other authorized officer of the board.

(4) The ~~department~~ board shall enforce the provisions of this chapter and rules implementing this chapter. The ~~director~~ board shall employ or enter into cooperative agreements to provide all necessary and qualified personnel for enforcement purposes.

(5) The ~~department~~ board is a criminal justice agency for the purpose of obtaining the technical assistance and support services provided by the board of crime control under the provisions of 44-4-301. Authorized officers of the ~~department~~ board are granted peace officer status with the power:

(a) of search, seizure, and arrest;

(b) to investigate activities in this state regulated by this chapter and rules of the ~~department and the~~ board; and

(c) to report violations to the county attorney of the county in which they occur.""

Insert: "**Section 41.** Section 23-1-107, MCA, is amended to read:

"23-1-107. Cooperation. In carrying out the provisions of this part, the ~~department~~ board may seek and accept the cooperation of other state and local agencies and the agencies of the federal government and may assist and cooperate with other state agencies, political subdivisions of the state, with neighboring states, and with the federal government in matters relating to acquiring, planning, establishing, developing, improving, or maintaining any park, parkway, recreational area, monument, historic site, or archaeological site.""

Renumber: subsequent sections

4. Page 40.

Following: line 14

Insert: "**Section 43.** Section 23-1-109, MCA, is amended to read:

"23-1-109. Establishment of Montana agricultural center and museum of the Northern

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Great Plains. There is a Montana agricultural center and museum of the Northern Great Plains located in Fort Benton. The department of fish, and wildlife, ~~and parks~~ shall acquire the center and museum, but the department may lease the facility to a qualified local government entity or nonprofit corporation or transfer ownership of the facility to a qualified local government entity for less than fair market value for ~~so~~ as long as the local government entity or nonprofit corporation, as applicable, provides for development, operation, and maintenance of the center and museum without cost to the state of Montana. As part of any transfer of ownership of the facility, the department of fish, wildlife, ~~and parks~~ retains the right to reclaim ownership of the property at no cost to the state if the property ceases to be used as an agricultural center and museum for more than 1 year."

Renumber: subsequent sections

5. Page 41, line 25.

Strike: "47(4)"

Insert: "50(4)"

6. Page 42, line 15.

Strike: "51"

Insert: "54"

7. Page 46, line 5.

Strike: "50"

Insert: "53"

8. Page 46, line 24.

Strike: "48"

Insert: "51"

9. Page 87, line 1.

Strike: "47"

Insert: "50"

10. Page 107, line 19.

Strike: "48"

Insert: "51"

11. Page 114, line 9.

Following: "fish"

Strike: ", "

Insert: "and"

Following: "wildlife"

Strike: ", and parks"

12. Page 137, line 28.

Strike: "135"

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Insert: "138"

13. Page 156, line 5.

Strike: "47 through 51"

Insert: "50 through 54"

14. Page 156, line 6.

Strike: "47 through 51"

Insert: "50 through 54"

15. Page 156, line 7.

Strike: "132 through"

Following: "135"

Insert: "through 138"

16. Page 156, line 8.

Strike: "132 through"

Following: "135"

Insert: "through 138"

And, as amended, do pass. Report adopted.

SB 119, be amended as follows:

1. Page 3, line 23.

Following: "license"

Insert: ";

(d) if available:

(i) a Class B-8 nonresident deer B tag;

(ii) a Class B-12 nonresident antlerless elk B tag license"

2. Page 4.

Following: line 18

Insert: "(a) one of the following:"

3. Page 4, line 19.

Strike: "(a)"

Insert: "(i)"

4. Page 4, line 20.

Strike: "(b)"

Insert: "ii"

5. Page 4, line 21.

Strike: "(c)"

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Insert: "iii"

Following: "license"

Insert: ";

(b) if available:

(i) a Class B-8 nonresident deer B tag;

(ii) a Class B-12 nonresident antlerless elk B tag license"

6. Page 4, line 25.

Following: "Class B-7,"

Insert: "Class B-8,"

Following: "Class B-11₁,"

Insert: "Class B-12,"

7. Page 5, line 11.

Strike: "combination"

8. Page 5.

Following: line 14

Insert: "(a) one of the following:"

9. Page 5, line 15.

Strike: "(a)"

Insert: "(i)"

10. Page 5, line 16.

Strike: "(b)"

Insert: "(ii)"

11. Page 5, line 17.

Strike: "(c)"

Insert: "iii"

Following: "license"

Insert: ";

(b) if available:

(i) a Class B-8 nonresident deer B tag;

(ii) a Class B-12 nonresident antlerless elk B tag license"

And, as amended, be concurred in. Report adopted.

JUDICIARY (Doane, Chair):

SB 64, be amended as follows:

3/21/2017

1. Page 1, line 23.

Strike: "THREE"

Insert: "five"

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2. Page 1, line 27.

Strike: "related"

Insert: "extensive"

3. Page 2, line 11.

Strike: "["

4. Page 2, line 12.

Following: "[section 2],"

Strike: "]"

5. Page 3, line 6 through line 7.

Strike: "two" on line 6 through the first "or" on line 7

Insert: "at least"

6. Page 3, line 7.

Following: "members"

Strike: "or," through "officer"

7. Page 3, line 21.

Strike: "(a)"

8. Page 3, line 27 through page 4, line 1.

Strike: subsection (b) in its entirety

9. Page 4, line 2.

Strike: "(c)"

10. Page 6, line 30.

Strike: "reentry"

Strike: "by the department of corrections"

Insert: "provided by a mental health professional, as that term is defined in 53-21-102"

11. Page 11, line 27.

Strike: "behavioral change techniques"

Insert: "evidence-based practices"

12. Page 14, line 10.

Following: "department"

Insert: "in conjunction with the board"

13. Page 14, line 16.

Strike: "confinement,"

Following: "monitoring"

Strike: " ₁ "

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Following: "period;"

Strike: "or"

14. Page 14, following line 16.

Insert: "(iii) recommend placement in a community corrections facility or program for up to a 90-day period, including but not limited to placement in a prerelease center, sanction or hold bed, transitional living program, enhanced supervision program, relapse intervention bed, chemical dependency treatment, or 24/7 sobriety program; or"

Renumber: subsequent subsections

15. Page 14, following line 24.

Insert: "(7) All sanction and placement decisions must be documented in the offender's file."

16. Page 15, line 2.

Following: "officer"

Insert: "and placed in the offender's file"

17. Page 15, line 12 through line 13.

Strike: "imprisonment" on line 12 through "facility" on line 13

Insert: "placement in a community corrections facility or program"

18. Page 15, line 13.

Following: "months"

Insert: ", including but not limited to placement in a prerelease center, sanction or hold bed, transitional living program, enhanced supervision program, relapse intervention bed, chemical dependency treatment, or 24/7 sobriety program"

19. Page 15, line 16 through line 17.

Strike: "imprisonment" on line 16 through "facility" on line 17

Insert: "placement as provided in subsection (2)(b)"

20. Page 15, following line 29.

Insert: "(7) All decisions regarding sanctions, placements, or revocation must be documented in the offender's file."

21. Page 16, following line 7.

Insert: "NEW SECTION. Section 18. Board of pardons and parole -- composition -- allocation -- quasi-judicial. (1) There is a board of pardons and parole.

(2) (a) The board consists of seven members, each of whom must have knowledge of American Indian culture and problems gained through training as required by rules adopted by the board. One member must be an enrolled member of a state-recognized or federally recognized Indian tribe located within the boundaries of the state of Montana. The tribal member may not be required to hear and act on all American Indian applications before the board.

(b) Board members must have knowledge of serious mental illness and recovery from serious mental illness gained through annual training as required by rules adopted by the board.

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One member must be a mental health professional as defined in 53-21-102.

(c) Board members must possess academic training that has qualified them for professional practice in a field such as criminology, education, medicine, psychiatry, psychology, law, social work, sociology, psychiatric nursing, or guidance and counseling. Related work experience in the areas listed may be substituted for these educational requirements.

(3) The governor shall attempt to establish geographic balance among board members.

(4) Board members shall serve staggered 4-year terms. The governor shall appoint three members in January of the first year of the governor's term, two members in January of the second year of the governor's term, and two members in January of the third year of the governor's term. The provisions of 2-15-124(2) do not apply to the board.

(5) The terms of board members run with the position, and if a vacancy occurs, the governor shall appoint a person to fill the unexpired portion of the term.

(6) The governor shall designate the presiding officer, as provided in 2-15-124. The governor may designate a different presiding officer at any time. If the governor designates a different presiding officer, the former presiding officer still serves as a board member unless removed for cause pursuant to 2-15-124(6).

(7) The board is allocated to the department for administrative purposes only as prescribed in 2-15-121. However, the board may hire its own personnel, and 2-15-121(2)(d) does not apply.

(8) The board is designated as a quasi-judicial board for purposes of 2-15-124, except board members must be compensated as provided by legislative appropriation and the terms of board members must be staggered as provided in subsection (4).

(9) A favorable vote of at least a majority of the seven members of the board is required to implement any policy, procedure, or administrative rule. A favorable vote of at least a majority of the members of a hearing panel, as defined in 46-23-103, is required to make decisions regarding parole and executive clemency, and the provisions of 2-15-124(8) do not apply."

Renumber: subsequent sections

22. Page 16, line 14.

Strike: "three-member"

Insert: "five-member"

23. Page 16, line 16.

Strike: "three"

Insert: "five"

24. Page 16, line 20.

Strike: "one member"

Insert: "two members"

Following: "shall"

Insert: "each"

25. Page 16, line 22.

Strike: "one member"

Insert: "two members"

Following: "shall"

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Insert: "each"

26. Page 16, line 25.

Strike: "(3) or (5)"

Insert: "(2) or (4)"

27. Page 16, line 26.

Strike: "(3)"

Insert: "(2)"

28. Page 16, following line 28.

Insert: "(5) As required by 2-15-124, all board members, including the members appointed pursuant to subsection (2) of this section, must be confirmed by the senate."

29. Page 16, line 30.

Strike: "[Section 1] is"

Insert: "[Sections 1 and 18] are"

30. Page 17, line 1.

Strike: "[section 1]"

Insert: "[sections 1 and 18]"

31. Page 17, line 5.

Strike: "subsection"

Insert: "subsections"

Following: "(2)"

Insert: "and (3)"

32. Page 17, following line 11.

Insert: "(3) [Section 18] is effective July 1, 2021."

33. Page 17, line 13 through line 14.

Strike: "[Section 2]" on line 13 through "June 30, 2019" on line 14

Insert: "[Sections 1 through 16] terminate June 30, 2021"

And, as amended, be concurred in. Report adopted.

LOCAL GOVERNMENT (Greef, Chair):

3/21/2017

SB 224, be concurred in. Report adopted.

SB 278, be concurred in. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):

3/22/2017

SB 149, be concurred in. Report adopted.

SB 163, be amended as follows:

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1. Title, page 1, line 6.

Following: "COUNTY;"

Insert: "REVISING PROVISIONS RELATED TO CANDIDATES OR RELATIVES SERVING AS ELECTION JUDGES;"

2. Page 2.

Following: line 13

Insert: "(3) If a polling place for a precinct is located in the same venue as one or more other precincts, a candidate whose name appears on any ballot being voted on within the venue, or an ascendant, descendant, brother, sister, or spouse of the candidate, a spouse of an ascendant, descendant, brother, or sister of the candidate, may not serve as an election judge within the venue."

And, as amended, be concurred in. Report adopted.

SB 178, be concurred in. Report adopted.

TAXATION (Essmann, Chair):

3/22/2017

HB 224, introduced bill, be amended as follows:

1. Page 1, line 12.

Strike: "A"

Insert: "There is an exemption from taxation for a"

2. Page 1, line 13.

Strike: "erected,"

Following: "used"

Insert: "primarily:
(i)"

3. Page 1, line 14.

Following: "personnel"

Insert: "; and"

Strike: "that is used primarily"

Insert: "(ii)"

4. Page 1, line 15.

Strike: "is exempt from taxation"

5. Page 1, line 22.

Following: line 21

Insert: "(d) If property exempt under this subsection (1) is owned by someone other than the society or organization, the savings from the property tax exemption must be realized by the society or organization."

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And, as amended, do pass. Report adopted.

HB 511, do pass. Report adopted.

HB 583, do pass. Report adopted.

SB 180, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

HB 131 - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 131**:

3/21/2017

Senator Hoven, Chair
Senator Osmundson
Senator F. Smith

Senate bill passed and transmitted to the House for concurrence:

3/20/2017

SB 299, introduced by Richmond

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/20/2017

HB 145, introduced by Z. Brown

HB 156, introduced by Mandeville

HB 208, introduced by Wagoner

House bills concurred in and returned to the House:

3/20/2017

HB 20, introduced by Keane

HB 137, introduced by Funk

HB 297, introduced by A. Hertz

HB 421, introduced by Brodehl

HB 470, introduced by Sheldon-Galloway

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 613, introduced by S. Lavin, M. Blasdel, E. Buttrey, A. Hertz, J. Patelis, R. Webb, referred to Transportation.

HB 628, introduced by J. Karjala, E. Buttrey, V. Court, A. Curtis, J. Ellis, J. Essmann, J. Gross, D. Hayman, E. Hill Smith, A. Olsen, A. Olszewski, Z. Perry, A. Rosendale, M. Ryan, J. Sesso, C. Smith, S. Stewart-Peregoy, K. Swanson, T. Woods, referred to Business and Labor.

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HB 629, introduced by T. Manzella, referred to Natural Resources.

HB 630, introduced by G. Pierson, D. Ankney, P. Connell, G. Custer, W. Sales, R. Shaw, G. Vance, J. Welborn, referred to Transportation.

HB 631, introduced by Z. Brown, A. Redfield, W. Sales, referred to Agriculture.

HB 632, introduced by S. Morigeau, referred to Judiciary.

HB 633, introduced by J. Essmann, referred to Energy, Technology, and Federal Relations.

HB 634, introduced by T. Woods, M. Dunwell, J. Price, S. Webber, referred to Human Services.

HB 635, introduced by M. Noland, W. Curdy, R. Ehli, C. Glimm, B. Grubbs, M. Noland, M. Regier, A. Rosendale, B. Tschida, S. Vinton, K. Wagoner, referred to State Administration.

HB 636, introduced by B. Hamlett, M. Blasdel, R. Cook, K. Dudik, R. Lynch, K. McCarthy, D. Mortensen, J. O'Hara, K. Regier, S. Stewart-Peregoy, N. Swandal, B. Tschida, G. Vuckovich, T. Welch, J. Windy Boy, C. Wolken, referred to Judiciary.

HB 637, introduced by J. Knokey, referred to Human Services.

HB 638, introduced by J. Knokey, referred to Appropriations.

HB 639, introduced by R. Cook, referred to Appropriations.

HB 640, introduced by G. Hertz, referred to Taxation.

HB 641, introduced by B. Tschida, referred to State Administration.

HB 642, introduced by B. Tschida, referred to Appropriations.

HB 643, introduced by B. Grubbs, referred to Business and Labor.

HB 644, introduced by W. Curdy, referred to Natural Resources.

The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 23, introduced by J. Price, A. Olsen, referred to Business and Labor.

HJR 24, introduced by J. Hamilton, referred to Human Services.

The following Senate bill was read first time, and referred to committee:

SB 299, introduced by T. Richmond, referred to Energy, Technology, and Federal Relations.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Sheldon-Galloway in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 550 - Representative Essmann moved **HB 550** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones,

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Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 63

Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Court, Curtis, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 554 - Representative Beard moved **HB 554** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 573 - Representative Cook moved **HB 573** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dunwell, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp

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Ill, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 64

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Eck, Ehli, Ellis, Fleming, Funk, Greef, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 36

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 574 - Representative G. Hertz moved **HB 574** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 81

Nays: Bennett, Court, Curtis, Eck, Ellis, Hayman, Karjala, Keane, Lynch, McCarthy, McConnell, Olsen, Peppers, Price, Ryan, Schreiner, Webber, Windy Boy, Woods.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 27 - Representative Fern moved **SB 27** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef,

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Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Bennett, Z. Brown, Curdy, Keane, Lynch, Morigeau, Olsen, Schreiner.
Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 113 - Representative Dudik moved **SB 113** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Essmann, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.
Total 81

Nays: Bennett, Bishop, Curtis, Ellis, Fern, Hayman, Hill-Smith, Jacobson, Karjala, Kipp III, Manzella, Mortensen, Olsen, Schreiner, Stewart-Per, Webber, Windy Boy, Woods, Zolnikov.
Total 19

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 144 - Representative Wagoner moved **SB 144** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz,

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Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Hayman, Kipp III, Olsen, Schreiner, Stewart-Per.
Total 5

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 152 - Representative Bachmeier moved **SB 152** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.
Total 53

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 47

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 155 - Representative Redfield moved **SB 155** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Fleming, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella,

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Total 71

Nays: Abbott, Bennett, Bishop, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Perry, Ryan, Schreiner, Stewart-Per, Webber, Zolnikov.

Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 169 - Representative C. Knudsen moved **SB 169** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Galloway.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 216 - Representative Ehli moved **SB 216** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt,

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Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Redfield.

Total 1

SJR 10 - Representative C. Knudsen moved **SJR 10** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 67

Nays: Abbott, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Sheldon-Galloway moved the Committee of the Whole report be adopted. Report adopted as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Bennett, Galloway, Morigeau, Olsen, Peppers.
Total 5

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 134 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Mandeville.
Total 1

Excused: None.
Total 0

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Absent or not voting: None.

Total 0

HB 307 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 87

Nays: Bartel, Beard, Brodehl, B. Brown, Flynn, Harris, Mortensen, Rosendale, Skees, Tschida, Usher, Wagoner, White.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 8 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Glimm, Keane, Lynch.

Total 3

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 20 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Essmann, Hopkins, Mandeville.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 58 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Burnett.

Total 1

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 79 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Windy Boy, Woods, Zolnikov.

Total 60

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 81 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

HOUSE JOURNAL
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Absent or not voting: None.

Total 0

SB 103 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Dudik, Harris, Stewart-Per, Windy Boy.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 121 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 127 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 151 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 82

Nays: Brodehl, B. Brown, Burnett, Essmann, Fitzgerald, Glimm, Hopkins, Jones, Kipp III, Knokey, Lavin, Mortensen, Redfield, Regier, Rosendale, Skees, Wagoner, White.

Total 18

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

3/22/2017

HB 390, do pass. Report adopted.

HB 391, do pass. Report adopted.

HB 466, do pass. Report adopted.

HB 586, introduced bill, be amended as follows:

1. Page 1, line 18.

Strike: "\$13.5 million"

Insert: "\$13,457,944.87"

And, as amended, do pass. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 645, introduced by M. Cuffe, referred to Appropriations.

HB 646, introduced by M. Noland, G. Hertz, referred to Natural Resources.

HB 647, introduced by D. Jones, referred to Appropriations.

MOTIONS

Representative Ehli moved to re-refer **HB 550** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 574** to the Appropriations Committee.

Representative Ballance objected.

Representative Ehli withdrew the motion.

Representative Staffanson moved to change his vote on **HB 144** from Abstain to Yes. Without objection, so ordered.

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UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned names be **ADDED** as sponsors to **HB 612**
Motion carried.

HB 612 (M. Hopkins, Chief Sponsor)

A. Hertz, G. Hertz, Karjala, Knokey, A. Knudsen, Lynch, Skees, Trebas, and Tschida.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Thursday, March 23, 2017.
Motion carried.

House adjourned at 2:58 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SIXTIETH LEGISLATIVE DAY**

Helena, Montana
March 23, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Tschida. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

Correctly printed: **HB 390, HB 391, HB 466, HB 511, HB 550, HB 554, HB 573, HB 574, HB 583, HB 613, HB 628, HB 629, HB 630, HB 631, HB 632, HB 633, HB 634, HB 635, HB 636, HB 637, HB 638, HB 639, HB 640, HB 641, HB 642, HB 643, HB 644, HB 645, HB 646, HB 647, HJR 23, HJR 24, SB 27, SB 113, SB 144, SB 149, SB 152, SB 155, SB 169, SB 178, SB 180, SB 216, SB 219, SB 224, SB 275, SB 278, SB 312, SJR 10.**

Correctly engrossed: **HB 5, HB 8, HB 11, HB 224, HB 454, HB 586, SB 64, SB 119, SB 163.**

Examined by the sponsor and found to be correct: **HB 20, HB 137, HB 421.**

Transmitted to the Senate: **HB 297.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

3/22/2017

HB 133, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: "DEFINITIONS;"

Insert: "REVISING CRIMINAL HISTORY RECORD INFORMATION LAWS; EXPANDING THE TYPES OF OFFENSES FOR WHICH FINGERPRINTS MUST BE SENT TO THE STATE REPOSITORY; REVISING WHEN CERTAIN IDENTIFICATION INFORMATION MUST BE RETURNED TO AN INDIVIDUAL;"

2. Title, page 1, line 14.

Following: "41-5-206,"

Insert: "44-5-202,"

3. Title, page 1, line 18.

Strike: "61-8-465," through "61-8-722,"

4. Page 4, following line 1.

Insert: "**Section 2.** Section 44-5-202, MCA, is amended to read:

"44-5-202. Photographs and fingerprints. (1) The following agencies may, if authorized by subsections (2) through (5), collect, process, and preserve photographs and fingerprints:

(a) any criminal justice agency performing, under law, the functions of a police department or a sheriff's office, or both;

(b) the department of corrections; and

(c) the department of justice.

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(2) The department of corrections may photograph and fingerprint anyone under the jurisdiction of the division of corrections or its successor.

(3) A criminal justice agency described in subsection (1)(a) shall photograph and fingerprint a person who has been arrested or noticed or summoned to appear to answer an information or indictment if:

(a) the charge is the commission of a felony or a misdemeanor except as provided in subsection (5);

(b) the identification of an accused is in issue; or

(c) it is required to do so by court order.

(4) Whenever a person charged with the commission of a felony or a misdemeanor is not arrested, the person shall appear before the sheriff, chief of police, or other concerned law enforcement officer for fingerprinting at the time of initial appearance in court to answer the information or indictment against the person. The individual being fingerprinted shall present the charging document, information, or citation at the time of fingerprinting, and the charging document, information, or citation must be returned to the individual after the fingerprints are taken.

~~(5) A criminal justice agency described in subsection (1)(a) may photograph and fingerprint an accused if the accused has been arrested for the commission of a misdemeanor, except that an~~ An individual arrested for a traffic, regulatory, or fish and game offense may not be photographed or fingerprinted unless the individual is incarcerated.

(6) Within 10 days, the originating agency shall send the state repository a copy of each fingerprint taken on a completed form provided by the state repository.

(7) The state repository shall compare the fingerprints received with those already on file in the state repository. If it is determined that the individual is wanted or is a fugitive from justice, the state repository shall at once inform the originating agency. If it is determined that the individual has a criminal record, the state repository shall send the originating agency a copy of the individual's complete criminal history record.

(8) If an individual is released without the filing of charges, if the charges did not result in a conviction, or if a conviction is later invalidated, the court having jurisdiction in the criminal action shall report the disposition to the state repository as required in 44-5-213(2) within 14 business days. ~~photographs~~ Photographs and fingerprints taken of the individual must be returned by the state repository to the originating agency, which shall return all copies to the individual from whom they were taken, ~~in the following circumstances:~~

~~— (a) upon order of the court that had jurisdiction; or~~

~~— (b) upon the request of the individual.~~ A criminal justice agency may not maintain any copies of the individual's fingerprints or photographs related to that charge or invalidated conviction."

Renumber: subsequent sections

5. Page 21, line 18.

Strike: "is less than"

Insert: "does not exceed"

6. Page 22, line 29.

Strike: "is less than"

Insert: "does not exceed"

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7. Page 23, line 25.

Strike: "is less than"

Insert: "does not exceed"

8. Page 25, line 2.

Strike: "is less than"

Insert: "does not exceed"

9. Page 26, line 8.

Strike: "is less than"

Insert: "does not exceed"

10. Page 27, line 2.

Strike: "is less than"

Insert: "does not exceed"

11. Page 36, line 14.

Strike: "THREE"

Insert: "two"

12. Page 36, line 15.

Following: "FELONIES"

Insert: "that are sexual offenses or violent offenses as those terms are defined in 46-23-502"

Strike: "FOURTH"

Insert: "third sexual offense or violent offense that is a"

13. Page 36, line 16.

Strike: "ANY"

Insert: "EITHER"

Strike: "THREE"

Insert: "two felonies"

14. Page 36, line 17.

Strike: "THREE"

Insert: "two"

15. Page 36, line 18.

Strike: "THREE"

Insert: "two"

Following: "FOR"

Strike: "OFFENSES"

Insert: "sexual offenses or violent offenses, as those terms are defined in 46-23-502, that were"

16. Page 36, line 21.

Strike: "THREE"

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Insert: "two"

17. Page 40, following line 27.

Insert: "(h) with the approval of the facility or program, an order that the offender be placed in a community corrections facility or program as provided in 53-30-321;"

Renumber: subsequent subsections

18. Page 40, line 28.

Following: "~~program and~~"

Insert: "the approval of the prerelease center or prerelease program and"

19. Page 40, line 30.

Following: "treatment"

Insert: "program, prerelease center, or prerelease"

20. Page 41, line 20.

Strike: "~~(4)(p)~~"

Insert: "(4)(q)"

21. Page 52, line 20.

Strike: "valid license or"

22. Page 52, line 21.

Strike: "without a valid license or"

23. Page 52, line 29 through line 30.

Strike: "without" on line 29 through "61-5-102, or" on line 30

24. Page 53, line 1.

Following: "convicted of"

Strike: "the"

Insert: "a first or second"

25. Page 53, line 2.

Strike: "without a valid driver's license or"

Following: "exemption"

Strike: "for the second time"

26. Page 57, line 24 through page 62, line 6.

Strike: section 39 through section 41 in their entirety

Renumber: subsequent sections

27. Page 62, line 11.

Strike: "OFFENSE --" through "FIFTH"

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28. Page 62, line 13.

Following: "~~or more~~"

Insert: "or more"

29. Page 63, line 6.

Strike: "and"

30. Page 63, line 11 through line 14.

Strike: "THE PERSON" on line 11 through "SUSPENDED." on line 14

Insert: "and the person was, upon a prior conviction, placed in a residential alcohol treatment program under subsection (2), whether or not the person successfully completed the program, the person shall be sentenced to the department of corrections for a term of not less than 13 months or more than 5 years or be fined an amount of not less than \$5,000 or more than \$10,000, or both."

31. Page 64, line 20.

Following: "~~or subsequent~~"

Insert: "or subsequent"

32. Page 68, line 22.

Strike: "14"

Insert: "15"

33. Page 68, line 24.

Strike: "14"

Insert: "15"

And, as amended, do pass. Report adopted.

EDUCATION (Berglee, Chair):

3/22/2017

HB 265, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Strike: "REQUIRING"

Insert: "ALLOWING"

2. Title, page 1, line 9 through line 11.

Strike: "AND ALLOWING" on line 9 through "SALES AND USE TAXES" on line 11

3. Title, page 1, line 12.

Strike: "SECTIONS 15-68-102, 15-68-820, AND"

Insert: "SECTION"

4. Title, page 1, line 13.

Strike: "AND AN APPLICABILITY DATE"

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5. Page 1, line 25.

Following: "protocol"

Strike: ", "

Insert: "and either"

Strike: ", and"

Insert: "or"

6. Page 2, line 17.

Strike: "annually"

7. Page 3, line 2.

Strike: "annually"

8. Page 3, line 16.

Strike: "-- opt-out provision"

9. Page 3, line 17.

Following: "A school district"

Strike: "must"

Insert: "that is awarded a grant pursuant to [section 1] may"

10. Page 3, line 18.

Strike: "ages 12 and older"

Insert: "in grades 7-12"

11. Page 3, line 29.

Strike: "The notice must inform the parent or guardian:"

12. Page 3, line 30 through page 4, line 3.

Strike: subsection (i) through subsection (ii) in their entirety

13. Page 4, line 11 through line 12.

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

14. Page 4, line 19 through page 5, line 30.

Strike: section 5 through section 6 in their entirety

Renumber: subsequent sections

15. Page 7, line 24 through line 25.

Strike: section 10 in its entirety

And, as amended, do pass. Report adopted.

SB 135, be concurred in. Report adopted.

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SB 139, be concurred in. Report adopted.

NATURAL RESOURCES (White, Chair):

3/22/2017

HB 489, introduced bill, be amended as follows:

1. Page 1, line 13.

Strike: "5"

Insert: "14"

2. Page 1, line 15.

Strike: "5"

Insert: "1"

Strike: "miles"

Insert: "mile"

3. Page 1, line 18.

Strike: "5-day"

Insert: "14-day"

Following: "moorings or"

Strike: "5"

Insert: "14"

And, as amended, do pass. Report adopted.

HB 585, do pass. Report adopted.

TRANSPORTATION (Lavin, Chair):

3/22/2017

SB 196, be concurred in. Report adopted.

SB 241, be amended as follows:

1. Page 2, line 30.

Strike: "state-certified college or university"

Insert: "postsecondary institution as defined in 20-26-603"

Following: ".₁"

Strike: "or"

2. Page 3, line 1.

Following: "state"

Insert: "; or

(d) a department, agency, or instrumentality of a tribal government of the state"

And, as amended, be concurred in. Report adopted.

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MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 3/21/2017

SB 57, introduced by Blasdel
SB 173, introduced by Cohenour
SB 187, introduced by Cohenour

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/21/2017

HB 485, introduced by Manzella
HB 539, introduced by Cook

House bills concurred in and returned to the House:

3/21/2017

HB 175, introduced by Hamilton
HB 183, introduced by Flynn
HB 471, introduced by Flynn
HB 509, introduced by Patelis

MESSAGES FROM THE GOVERNOR

March 22, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Wednesday, March 22, 2017, I signed the following bills:

HB 24 - R. Ehli
HB 119 - S. Berglee
HB 146 - D. Zolnikov

Sincerely,

STEVE BULLOCK
Governor

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FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 648, introduced by C. Glimm, referred to Appropriations.

HB 649, introduced by V. Ricci, referred to Human Services.

HB 650, introduced by R. Brodehl, K. Dudik, R. Lynch, R. Osmundson, J. Patelis, C. Wolken, referred to Appropriations.

HB 651, introduced by M. Regier, referred to Natural Resources.

HB 652, introduced by R. Cook, referred to Business and Labor.

The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 25, introduced by A. Hertz, A. Curtis, referred to Local Government.

HJR 26, introduced by M. Dunwell, A. Curtis, J. Ellis, J. Fleming, J. Karjala, A. Olsen, J. Pomnichowski, M. Ryan, B. Smith, S. Webber, referred to Business and Labor.

The following Senate bills were introduced, read first time, and referred to committees:

SB 57, introduced by M. Blasdel (by request of the Department of Justice), referred to Appropriations.

SB 173, introduced by J. Cohenour, referred to Fish, Wildlife and Parks.

SB 187, introduced by J. Cohenour, referred to Fish, Wildlife and Parks.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative O'Hara in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 473 - Representative Essmann moved **HB 473**, second reading copy, be amended as follows:

1. Page 3, line 2 through line 4.

Strike: subsection (a) in its entirety

Insert: "(a) 63% or \$24 million, whichever is greater, for the local government road construction and maintenance match program provided for in [section 3];"

2. Page 3, line 5.

Strike: "4.5%"

Insert: "7.5%"

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3. Page 3, line 7 through line 8.

Strike: "the local" on line 7 through "[section 3]" on line 8

Insert: "use by the department of transportation for the construction, reconstruction, and repair of highways and bridges selected and designated by the transportation commission"

4. Page 3, line 15.

Strike: "2(2)(c)"

Insert: "2(2)(a)"

5. Page 3, line 16.

Strike: "2(2)(c)"

Insert: "2(2)(a)"

6. Page 4, line 30.

Strike: "2(2)(c)"

Insert: "2(2)(a)"

7. Page 5, line 9.

Strike: "2(2)(c)"

Insert: "2(2)(a)"

8. Page 5, line 20.

Strike: "2(2)(c)"

Insert: "2(2)(a)"

9. Page 10, line 9.

Strike: "35"

Insert: "32"

10. Page 10, line 11.

Strike: "35"

Insert: "32"

11. Page 10, line 21.

Strike: "8"

Insert: "5"

12. Page 10, line 23.

Strike: "7 1/4"

Insert: "4 1/4"

Amendment **not** adopted as follows:

Yeas: Bartel, Berglee, Brodehl, B. Brown, Burnett, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Harris, A Hertz, Hopkins, Jones, Knokey, C Knudsen, Lenz, Manzella,

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Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 39

Nays: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Woods.
Total 61

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 473 - Representative Garner moved **HB 473** do pass.

HB 473 - Representative Brodehl moved for cloture. Motion carried. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fitzgerald, Funk, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 85

Nays: Bennett, Z. Brown, Fern, Fleming, Flynn, Grubbs, Hamlett, G Hertz, C Knudsen, Lavin, Loge, Olsen, Pierson, Staffanson, Zolnikov.
Total 15

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 473 - do pass motion for **HB 473** carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Welch, Windy Boy, Woods.

Total 56

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Hopkins, Jones, Knokey, C Knudsen, Lenz, Lynch, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 511 - Representative Cook moved **HB 511** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Vinton, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 62

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galloway, Glimm, Greef, Harris, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Trebas, Tschida, Usher, Wagoner, Webb, White, Zolnikov.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 583 - Representative White moved **HB 583** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Lynch.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 143 - Representative Staffanson moved **SB 143** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 149 - Representative McKamey moved **SB 149** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 157 - Representative W. Sales moved **SB 157** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 91

Nays: Brodehl, B. Brown, Glimm, Kipp III, McKamey, Noland, Regier, Rosendale, Tschida.
Total 9

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 164 - Representative Perry moved **SB 164** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Karjala.

Total 1

Excused: None.

Total 0

Absent or not voting: Garner.

Total 1

SB 175 - Representative Berglee moved **SB 175** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 178 - Representative Redfield moved **SB 178** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 207 - Representative C. Knudsen moved **SB 207** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Eck, Ehli, Ellis, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Zolnikov, Mr. Speaker.

Total 70

Nays: Abbott, Bennett, Z. Brown, Court, Curtis, Dudik, Dunwell, Fern, Fleming, Funk, Hamilton, Hayman, Jacobson, Karjala, Keane, Kipp III, Lynch, McConnell, Olsen, Peppers, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, White, Windy Boy, Woods.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 219 - Representative Fitzgerald moved **SB 219** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Mr. Speaker.

Total 1

SB 222 - Representative Anderson moved **SB 222** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair O'Hara moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Mr. Speaker.
Total 91

Nays: Berglee, Brodehl, Flynn, Galt, Glimm, G Hertz, O'Hara, Windy Boy, Zolnikov.
Total 9

Excused: None.
Total 0

Absent or not voting: None.
Total 0

REPORTS OF STANDING COMMITTEES

STATE ADMINISTRATION (Mandeville, Chair):
HB 599, introduced bill, be amended as follows:

3/23/2017

1. Page 1, line 22.

Strike: "from the same political party as the person who vacated the office"

2. Page 1, line 23.

Following: "qualified."

Insert: "If the person who vacated the office was elected or appointed to the office after being nominated by a political party, the governor shall make the appointment from a list of three nominees submitted by the state central committee of the same political party that nominated the person for the office.
(3)"

And, as amended, do pass. Report adopted.

SJR 16, be concurred in. Report adopted.

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FIRST READING AND COMMITMENT OF BILLS

The following House bill was introduced, read first time, and referred to committee:

HB 653, introduced by M. Regier, referred to Business and Labor.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 554 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 573 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dunwell, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 63

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Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Eck, Ehli, Ellis, Fleming, Funk, Greef, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 574 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 76

Nays: Abbott, Bennett, Curdy, Curtis, Dudik, Eck, Ellis, Hayman, Hill-Smith, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Webber, Woods.

Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 27 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher,

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Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Bennett, Z. Brown, Dudik, Keane, Lynch, Morigeau, Olsen, Schreiner, Windy Boy.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 113 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Essmann, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Mr. Speaker.

Total 77

Nays: Abbott, Bennett, Bishop, B. Brown, Curtis, Ellis, Fern, Galloway, Hayman, Hill-Smith, Jacobson, Karjala, Kipp III, Manzella, Mortensen, Olsen, Schreiner, Stewart-Per, Webber, White, Windy Boy, Woods, Zolnikov.

Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 144 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton,

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Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 92

Nays: Eck, Keane, Kipp III, Lynch, Olsen, Schreiner, Stewart-Per, Windy Boy.
Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 152 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.
Total 53

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 47

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 155 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Fleming, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.
Total 70

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Nays: Abbott, Bennett, Bishop, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Jacobson, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Perry, Price, Ryan, Schreiner, Stewart-Per, Webber, Woods, Zolnikov.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 169 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 216 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber,

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Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 10 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 67

Nays: Abbott, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Ehli moved **HB 652** be moved from the Business and Labor Committee to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 473** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved re-refer **HB 511** to the Appropriations Committee. Without objection, so ordered.

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Representative Dudik moved to change her vote on **SB 222** from No to Yes. Without objection, so ordered.

Representative Cuffe moved to change his vote on **SB 152** from Yes to No. Without objection, so ordered.

UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HJR 24**
Motion carried.

HJR 24 (J. Hamilton, Chief Sponsor)
Sands.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Friday, March 24, 2017.
Motion carried.

House adjourned at 3:03 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SIXTY-FIRST LEGISLATIVE DAY**

Helena, Montana
March 24, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Brodehl. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Zolnikov excused. Quorum present.

SPECIAL ORDERS OF THE DAY

Mr. Speaker moved that the House revert to Order of Business # 11, Special Orders of The Day, for the purpose of receiving entertainment by Representative Brodehl's daughter and son in-law, Steve and Krista Stafford. Steve is the seven-year reigning Montana fiddle champion, Krista accompanied Steve on the piano.

BILLS (Ricci, Chair):

3/24/2017

Correctly printed: **HB 473, HB 511, HB 583, HB 585, HB 648, HB 649, HB 650, HB 651, HB 652, HB 653, HJR 25, HJR 26, SB 135, SB 139, SB 143, SB 149, SB 157, SB 164, SB 175, SB 178, SB 196, SB 207, SB 219, SB 222, SJR 16.**

Correctly engrossed: **HB 133, HB 265, HB 410, HB 489, HB 568, HB 599, SB 241.**

Correctly enrolled: **HB 175, HB 183, HB 307, HB 338, HB 345, HB 350, HB 471, HB 500, HB 509, HB 523.**

Examined by the sponsor and found to be correct: **HB 175, HB 183, HB 307, HB 338, HB 345, HB 350, HB 471, HB 500, HB 509, HB 523.**

Transmitted to the Senate: **HB 390, HB 391, HB 466, HB 583, SB 143, SB 149, SB 157, SB 164, SB 175, SB 178, SB 207, SB 219, SB 222.**

Signed by the Speaker at 8:40 a.m., March 24, 2017: **HB 20, HB 137, HB 297, HB 421, HB 470.**

Signed by the Chief Clerk of the House at 10:15 a.m., March 24, 2017: **HB 20, HB 137, HB 297, HB 421, HB 470.**

Delivered to the Governor for approval at 10:33 a.m., March 24, 2017: **HB 38, HB 65, HB 124, HB 172, HB 220, HB 282, HB 337, HB 342, HB 370, HB 498.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair):

3/23/2017

HB 410, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Following: "DEFINITION;"

Insert: "CLARIFYING THE USE AND ADMINISTRATION OF FUNDS;"

Strike: "AND"

2. Title, page 1, line 6.

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Strike: "AND"

Following: "61-3-321,"

Insert: "AND 80-7-814,"

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE"

3. Page 7.

Following: line 20

Insert: "**Section 4.** Section 80-7-814, MCA, is amended to read:

"80-7-814. Administration and expenditure of funds. (1) The provisions of this section constitute the noxious weed management program.

(2) (a) Except as provided in subsection (2)(b), money deposited in the noxious weed management trust fund may not be committed or expended until the principal reaches \$10 million.

(b) In the case of a noxious weed emergency, as provided in 80-7-815, a vote of three-fourths of the members of each house of the legislature may appropriate principal from the trust fund.

(c) Interest or revenue generated by the trust fund, excluding unrealized gains and losses, must be deposited in the noxious weed management special revenue fund and may be expended for noxious weed management projects before the principal of the noxious weed management trust reaches \$10 million with a majority vote of each house of the legislature.

(d) Any grant funds, regardless of the time at which the grant was awarded, that are not fully expended upon termination of the contract or an extension of the contract, not to exceed 1 year, must revert to the department. The department shall use any reverted funds for future grant awards, provided the noxious weed management trust fund principal exceeds \$10 million as provided in subsection (2)(a).

(e) The department may not apply for or receive grant awards from the noxious weed management special revenue fund.

(3) The principal of the noxious weed management trust fund in excess of \$10 million may be appropriated by a majority vote of each house of the legislature. Appropriations of the principal in excess of \$10 million may be used only to fund the noxious weed management program.

(4) The department may expend funds under this section through grants or contracts to communities, weed management districts, or other entities that it considers appropriate for noxious weed management projects. A project is eligible to receive funds only if the county in which the project occurs has funded its own weed management program using one of the following methods, whichever is less:

(a) levying an amount of not less than 1.6 mills or an equivalent amount from another source; or

(b) appropriating an amount of not less than \$100,000 from any source.

(5) The department may expend funds without the restrictions specified in subsection (4) for the following:

(a) employment of a new and innovative noxious weed management project or the development, implementation, or demonstration of any noxious weed management project that may be proposed, implemented, or established by local, state, tribal, or national organizations, whether public or private. The expenditures must be on a cost-share basis with the organizations.

(b) cost-share noxious weed management programs with local weed management districts,

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including with authorized units of tribal governments;

(c) special grants to local weed management districts, including to authorized units of tribal governments, to eradicate or contain significant noxious weeds newly introduced into the county. These grants may be issued without matching funds from the district.

(d) costs incurred by the department for administering the noxious weed management program as follows:

(i) In fiscal year 2014, the funds used by the department for administering the program, including but not limited to personal services costs, operating costs, and other administrative and program costs attributable to the program, may not exceed 16% of the total amount expended through grants and contracts made under subsection (4). No additional administrative or other costs may be taken by the department on reverted funds used for future grant awards.

(ii) In fiscal year 2015 and in each succeeding fiscal year, the funds used by the department for administering the program, including but not limited to personal services costs, operating costs, and other administrative and program costs attributable to the program, may not exceed ~~12%~~ 6% of the total amount of grants and contracts awarded from the noxious weed management special revenue fund under subsection (4) in the previous fiscal year. No additional administrative or other costs may be taken by the department on reverted funds used for future grant awards.

(e) administrative expenses incurred by the noxious weed management advisory council;

(f) a project recommended by the noxious weed management advisory council, if the department determines that the project will significantly contribute to the management of noxious weeds within the state; and

(g) grants to the agricultural experiment station and the cooperative extension service for crop weed management research, evaluation, and education.

(6) The agricultural experiment station and cooperative extension service shall submit annual reports on current projects and future plans to the noxious weed management advisory council.

(7) In making expenditures under subsections (3) through (5), the department shall give preference to weed management districts and community groups, including authorized units of tribal governments.

(8) If the noxious weed management trust fund is terminated by constitutional amendment, the money in the fund must be divided between all counties according to rules adopted by the department for that purpose.""

Insert: "NEW SECTION. Section 5. Effective date. [This act] is effective July 1, 2017."

Insert: "NEW SECTION. Section 6. Applicability. (1) [This act] applies to general fund transfers to the noxious weed state special revenue account in [section 2] beginning fiscal year 2018 and to motor vehicle registration fees in [section 3] collected beginning July 1, 2017.

(2) [This act] applies to department use of noxious weed management trust funds for administering the noxious weed management program in 80-7-814 beginning in fiscal year 2019."

And, as amended, do pass. Report adopted.

FISH, WILDLIFE AND PARKS (Flynn, Chair):

3/23/2017

HB 568, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Strike: line 5 in its entirety

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2. Title, page 1, line 7.

Strike: "SECTIONS" through ", AND"

Insert: "SECTION"

3. Page 1, line 12 through page 5, line 22.

Strike: section 1 through section 3 in their entirety

Renumber: subsequent sections

4. Page 6, line 14 through line 15.

Strike: section 5 in its entirety

Renumber: subsequent section

And, as amended, do pass. Report adopted.

JUDICIARY (Doane, Chair):

3/24/2017

SB 17, be concurred in. Report adopted.

SB 45, be concurred in. Report adopted.

SB 118, be concurred in. Report adopted.

SB 167, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

SB 59 - The Senate acceded to the request of the House and authorized the President to appoint the following **Free** Conference Committee to meet with a like committee from the House to confer on **SB 59**:

3/23/2017

Senator K. Regier, Chair

Senator Vincent

Senator Wolken

Senate bills passed and transmitted to the House for concurrence:

3/22/2017

SB 172, introduced by Lang

SB 276, introduced by R. Webb

SB 341, introduced by Olszewski

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/22/2017

HB 126, introduced by Shaw

HB 248, introduced by Dudik

HB 349, introduced by P. Webb

HB 393, introduced by Zolnikov

House bills concurred in and returned to the House:

3/22/2017

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HB 338, introduced by C. Knudsen
HB 345, introduced by Custer
HB 350, introduced by P. Webb
HB 500, introduced by A. Hertz
HB 523, introduced by C. Knudsen

MESSAGES FROM THE GOVERNOR

March 23, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Thursday, March 23, 2017, I signed the following bills:

HB 152 - T. Welch
HB 346 - W. Curdy
HB 347 - D. Jones

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 654, introduced by B. Harris, K. Holmlund, D. Skees, referred to Judiciary.
HB 655, introduced by G. Kipp III, referred to Taxation.
HB 656, introduced by D. Fern, referred to Taxation.
HB 657, introduced by S. Morigeau, referred to Business and Labor.

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 27, introduced by K. Kelker, referred to Education.

The following Senate bills were read first time, and referred to committees:

SB 172, introduced by M. Lang, referred to Judiciary.
SB 276, introduced by R. Webb, referred to Judiciary.

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SB 341, introduced by A. Olszewski, referred to Appropriations.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative C. Knudsen in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 224 - Representative Jacobson moved **HB 224** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, White, Windy Boy, Zolnikov.

Total 56

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Harris, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, McKamey, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Woods, Mr. Speaker.

Total 43

Excused: None.

Total 0

Absent or not voting: Gunderson.

Total 1

HB 454 - Representative White moved **HB 454** do pass. Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamlett, Harris, A Hertz, G Hertz, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 49

Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer,

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Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Hamilton, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Windy Boy, Woods.
Total 50

Excused: None.
Total 0

Absent or not voting: Gunderson.
Total 1

HB 585 - Representative A. Knudsen moved **HB 585** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 65

Nays: Abbott, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Perry, Price, Ryan, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Webber, Woods.
Total 34

Excused: None.
Total 0

Absent or not voting: Peppers.
Total 1

Representative Eck rose on a **Point of Order** and requested an apology for the language used during the discussion of **HB 585**.

Representative Skees rose on a **Point of Personal Privilege** and apologized for his poor use of wording during discussion of **HB 585**.

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HB 586 - Representative Lenz moved **HB 586**, second reading copy, be amended as follows:

1. Page 1, line 29.

Strike: "\$13.5 million"

Insert: "\$13,457,944.87"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Doane.

Total 1

HB 586 - Representative Lenz moved **HB 586**, do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Hamilton, Smith.

Total 2

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair C. Knudsen moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Mr. Speaker.

Total 87

Nays: Court, Curtis, Hayman, Olsen, Peppers, Smith, Stewart-Per, Woods.

Total 8

Excused: None.

Total 0

Absent or not voting: Cuffe, G Hertz, Jacobson, C Knudsen, Zolnikov.

Total 5

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair):

3/24/2017

HJR 21, introduced joint resolution, be amended as follows:

1. Page 1, line 27.

Following: "laws"

Insert: ", including taxation,"

And, as amended, be adopted. Report adopted.

SB 245, be concurred in. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):

3/24/2017

HB 341, introduced bill, be amended as follows:

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1. Title, page 1, line 6 through line 7.

Strike: "INCREASING" on line 6 through "COST;" on line 7

Insert: "PROVIDING AN APPROPRIATION;"

2. Title, page 1, line 8.

Strike: "SECTIONS"

Insert: "SECTION"

Strike: "AND 15-68-102"

Strike: "AN APPLICABILITY"

Insert: "A DELAYED EFFECTIVE"

3. Page 3, line 5 through page 4, line 8.

Strike: section 2 through section 3 in their entirety

Insert: "NEW SECTION. Section 2. Appropriation. There is appropriated to the department of administration \$1 from the general fund for the fiscal year beginning July 1, 2019, for administering the provisions of 2-18-501."

Insert: "NEW SECTION. Section 3. Effective date. [This act] is effective July 1, 2019."

And, as amended, do pass. Report adopted.

HB 591, introduced bill, be amended as follows:

1. Title, page 1, line 8.

Following: "LOANS;"

Insert: "REQUIRING A REPORT TO THE LEGISLATURE;"

2. Title, page 1, line 9.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

3. Page 2, line 7.

Strike: "the United States"

Insert: "in Montana"

4. Page 2, line 8.

Strike: "maintains"

Insert: "has maintained"

Following: "Montana"

Insert: "for at least 1 year immediately before applying to refinance a loan under [sections 1 through 4]"

5. Page 2, line 9.

Strike: "be"

Insert: "have been"

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6. Page 7, line 1.

Insert: "NEW SECTION. Section 7. Report to the legislature. The board of investments shall report to the appropriate legislative committees on the loan refinancing program established under [this act] by no later than the 10th legislative day of the 2019 regular legislative session."

Renumber: subsequent sections

7. Page 7.

Following: line 6

Insert: "NEW SECTION. Section 10. Termination. [This act] terminates June 30, 2019."

And, as amended, do pass. Report adopted.

HB 596, do pass. Report adopted.

SB 240, be concurred in. Report adopted.

SB 270, be amended as follows:

1. Title, page 1, line 6 through line 7.

Strike: "REQUIRING THE DEPARTMENT" on line 6 through "CERTAIN LEASES;" on line 7

2. Page 2, line 11 through line 13.

Strike: "The department of administration" through "for legislative approval."

And, as amended, be concurred in. Report adopted.

SB 274, be concurred in. Report adopted.

SB 303, be concurred in. Report adopted.

SB 319, be amended as follows:

1. Title, page 1, line 8.

Following: "CERTAIN PUBLIC EVENTS;"

Insert: "PROVIDING AN EXCEPTION;"

2. Page 1, line 17.

Following: "(2)"

Strike: "A"

Insert: "(a) Except as provided in subsection (2)(b), a"

3. Page 1, following line 18.

Insert: "(b) A state agency or local government may prohibit an individual from wearing traditional tribal regalia or objects of cultural significance at a public event when it is necessary to prevent or mitigate imminent or existing danger to the individual's or another person's health or safety."

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And, as amended, be concurred in. Report adopted.

TAXATION (Essmann, Chair):

3/24/2017

HB 578, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Strike: "LEGALIZING BLACKJACK VIDEO GAMBLING MACHINES;"

2. Title, page 1, line 9 through line 10.

Following: "23-5-312,"

Insert: "AND"

Strike: "23-5-602," on line 9 through "23-5-621," on line 10

3. Page 2, line 3.

Strike: "14%"

Insert: "12%"

4. Page 2, line 7.

Strike: "14%"

Insert: "12%"

5. Page 2, line 8.

Strike: "14%"

Insert: "12%"

6. Page 2, line 9.

Strike: "14%"

Insert: "12%"

7. Page 2, line 10.

Strike: "14%"

Insert: "12%"

8. Page 2, line 11.

Strike: "14%"

Insert: "12%"

Strike: the second "and"

9. Page 2, line 12.

Strike: "14%"

Insert: "12%"

Strike: "tribal college scholarships"

Insert: "the purpose of providing grants to students enrolled at least half-time in a community or tribal college located in the state of Montana or in a 2-year institution of the Montana university system; and
(vii) 12% to the board of regents for the STEM scholarship program"

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10. Page 2, line 14.

Strike: "gross"

Insert: "net"

11. Page 2, line 16.

Strike: "gross"

Insert: "net"

12. Page 2, line 16 through 20.

Strike: "A" on line 16 through "documented." on line 20

13. Page 2, line 21.

Strike: "gross"

Insert: "net"

14. Page 2, line 26.

Strike: the first "gross"

Insert: "net"

Strike: the second "gross"

Insert: "net"

15. Page 8, line 18.

Insert: "(30) (a) "Net income" means gross proceeds less the costs of doing business.

(b) Costs of doing business may include amounts stolen from a table if the amounts stolen are not repaid by insurance or under a court order, if a law enforcement agency investigated the theft, and if the theft is the result of unauthorized entry and physical removal of the money and the amounts stolen are documented."

Renumber: subsequent subsections

16. Page 11, line 21.

Strike: "\$200"

Insert: "\$50"

17. Page 13, line 23 through page 17, line 27.

Strike: section 11 through section 14 in their entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 605, introduced bill, be amended as follows:

1. Page 6, line 7.

Strike: "2017"

Insert: "2018"

And, as amended, do pass. Report adopted.

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HJR 18, introduced joint resolution, be amended as follows:

1. Page 2, line 9.

Strike: "and"

2. Page 2, line 11.

Following: "programs"

Insert: "; and

(11) consider the taxation of centrally assessed property within a tax increment financing district"

And, as amended, be adopted. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 658, introduced by B. Hamlett, referred to Appropriations.

HB 659, introduced by B. Hamlett, B. Brown, P. Connell, S. Stewart-Peregoy, referred to Natural Resources.

The following House resolution was introduced, read first time, and referred to committee:

HR 3, introduced by J. Windy Boy, J. Keane, G. Kipp III, A. Olsen, J. Price, S. Stewart-Peregoy, referred to Human Services.

The following Senate bills were read first time, and referred to committees:

SB 185, introduced by D. Kary, referred to Fish, Wildlife and Parks.

SB 329, introduced by K. Regier, referred to Judiciary.

SB 340, introduced by C. Smith, referred to Human Services.

SB 344, introduced by F. Moore, referred to Business and Labor.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 583 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C

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Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 96

Nays: Lynch, Peppers.

Total 2

Excused: None.

Total 0

Absent or not voting: Gunderson, Zolnikov.

Total 2

HB 390 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Gunderson, Zolnikov.

Total 2

HB 391 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen,

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Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 66

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galt, Glimm, Greef, Harris, G Hertz, Holmlund, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Mr. Speaker.

Total 32

Excused: None.

Total 0

Absent or not voting: Gunderson, Zolnikov.

Total 2

HB 466 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Gunderson, Zolnikov.

Total 2

SB 143 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz,

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Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: Gunderson, Zolnikov.

Total 2

SB 149 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Gunderson, Zolnikov.

Total 2

SB 157 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs,

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Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 87

Nays: Ballance, Brodehl, Flynn, Glimm, Kipp III, McKamey, Noland, Redfield, Regier, Rosendale, Tschida.

Total 11

Excused: None.

Total 0

Absent or not voting: Gunderson, Zolnikov.

Total 2

SB 164 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Gunderson, Zolnikov.

Total 2

SB 175 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef,

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Grubbs, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Jacobson, Jones, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Hopkins, Karjala, Keane, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: Gunderson, Zolnikov.

Total 2

SB 178 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Gunderson, Zolnikov.

Total 2

SB 207 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef,

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Grubbs, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Mr. Speaker.

Total 57

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, White, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: Gunderson, Zolnikov.

Total 2

SB 219 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Gunderson, Zolnikov.

Total 2

SB 222 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik,

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Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Gunderson, Zolnikov.

Total 2

MOTIONS

Representative Ehli moved the House accede to the request of the Senate and appoint a **Free** Conference Committee on House Amendments to **SB 59**. Motion carried. Speaker Knudsen appointed:

3/24/2017

Representative Lynch
Representative Brodehl
Representative Patelis

Representative Dunwell moved to change her vote on **SB 207** from Yes to No. Without objection, so ordered.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Monday, March 27, 2017.
Motion carried.

House adjourned at 3:03 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SIXTY-THIRD LEGISLATIVE DAY**

Helena, Montana
March 27, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Fitzgerald. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Gunderson, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

Mr. Speaker moved that the House revert to Order of Business # 11, Special Orders of The Day, for the purpose of the introduction of Miss Montana 2016.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

3/27/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Friday, March 24, 2017:

Bailey Menahan, Colstrip
Tara Caplis, Helena
Katherine Bell, Helena
Finja Weinert, Billings
Tatyana Bon, Red Lodge
Elizabeth Pacella, Eureka
Uriah Birchmier, Helena

and recommend that the following pages of the House be employed as of 8:00 a.m., Monday, March 27, 2017:

Jordan Straub, Helena
Emma Sihler, Helena
Ella Currier, Helena
Joshua Hamilton, Helena
Cassidy Lavin, Kalispell
Colton Barnosky, Sheridan
Nick Garcia, Helena

Report Adopted.

BILLS (Ricci, Chair):

3/27/2017

Correctly printed: **HB 224, HB 585, HB 596, HB 654, HB 655, HB 656, HB 657, HB 658, HB 659, HJR 27, HR 3, SB 17, SB 45, SB 118, SB 167, SB 240, SB 245, SB 274, SB 303.**

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Correctly engrossed: **HB 341, HB 578, HB 586, HB 590, HB 591, HB 605, HB 612, HB 614, HB 623, HB 631, HB 637, HJR 18, HJR 21, SB 270, SB 319.**

Correctly enrolled: **HB 30, HB 62, HB 64, HB 201, HB 273, HB 285, HB 288, HB 316, HB 323, HB 358, HB 388, HB 396, HB 422, HB 447, HB 520.**

Examined by the sponsor and found to be correct: **HB 30, HB 62, HB 64, HB 201, HB 273, HB 285, HB 288, HB 316, HB 323, HB 358, HB 388, HB 396, HB 422, HB 447, HB 520.**

Signed by the Speaker at 7:30 a.m., March 27, 2017: **HB 175, HB 183, HB 307, HB 338, HB 345, HB 350, HB 471, HB 500, HB 509, HB 523.**

Signed by the Chief Clerk of the House at 9:00 a.m., March 27, 2017: **HB 175, HB 183, HB 307, HB 338, HB 345, HB 350, HB 471, HB 500, HB 509, HB 523.**

Signed by the President at 12:54 p.m., March 27, 2017: **HB 175, HB 183, HB 307, HB 338, HB 345, HB 350, HB 471, HB 500, HB 509, HB 523.**

Signed by the President at 12:11 p.m., March 27, 2017: **HB 20, HB 137, HB 297, HB 421, HB 470.**
Delivered to the Governor for approval at 4:05 p.m., March 27, 2017: **HB 20, HB 137, HB 297, HB 421, HB 470.**

Delivered to the Governor for approval at 4:20 p.m., March 27, 2017: **HB 175, HB 183, HB 307, HB 338, HB 345, HB 350, HB 471, HB 500, HB 509, HB 523.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair): 3/23/2017
HB 631, introduced bill, be amended as follows:

1. Page 1, line 28.

Strike: "intends"

Insert: "commits"

And, as amended, do pass. Report adopted.

APPROPRIATIONS (Ballance, Chair): 3/24/2017
HB 365, do pass. Report adopted.
HB 558, do pass. Report adopted.

FISH, WILDLIFE AND PARKS (Flynn, Chair): 3/23/2017
HB 623, introduced bill, be amended as follows:

1. Page 1, line 26 through page 2, line 4.

Following: "bonus point for"

Strike: "the" on page 1, line 26 through "\$75" on page 2, line 4

Insert: "\$25 for each species for which a bonus point is made available by the commission, except that the fee is \$75 for moose, mountain goat, mountain sheep, and wild buffalo or bison"

And, as amended, do pass. Report adopted.

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HUMAN SERVICES (Wagoner, Chair):

3/24/2017

HB 572, do pass. Report adopted.

HB 589, do pass. Report adopted.

HB 590, introduced bill, be amended as follows:

1. Page 2, line 12.

Following: "an entity"

Insert: ":",
(i)"

2. Page 2, line 13.

Following: "suicide"

Insert: "; and

(ii) must be a health care provider as defined in 50-16-504 or use a health care provider as defined in 50-16-504 to oversee the operation of the grant-funded activity"

And, as amended, do pass. Report adopted.

HB 612, do pass. Report adopted.

HB 637, introduced bill, be amended as follows:

1. Page 4, line 10 through line 16.

Strike: "The" on line 10 through "fund" on line 16

Insert: "For the biennium beginning July 1, 2017, there is appropriated \$25,000 from the general fund to the department of public health and human services to fund medicaid services provided by licensed marriage and family therapists."

And, as amended, do pass. Report adopted.

SB 271, be amended as follows:

1. Title, page 1, line 5.

Following: "CENTER;"

Insert: "AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO ESTABLISH A 12-BED INTENSIVE BEHAVIOR CENTER AS A COMPONENT OF THE CONTINUUM OF CARE;"

Following: "EXTENDING THE"

Insert: "CLOSURE"

Strike: "BY WHICH"

Insert: "FOR"

2. Title, page 1, line 6 through line 13.

Strike: "MUST BE CLOSED" on line 6

Insert: "; PROVIDING DEFINITIONS; PROVIDING RULEMAKING AUTHORITY"

Strike: "EXTENDING THE DATE" on line 6 through "53-20-129, MCA;" on line 12

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Strike: ", AND" on line 12 through "444, LAWS OF 2015" on line 13

3. Page 1, line 16 through line 22.

Strike: line 16 through line 22 in their entirety

4. Page 1, line 26.

Strike: everything after the enacting clause

Insert: "NEW SECTION. Section 1. Definitions. As used in [sections 1 through 4], the following definitions apply:

 (1) "Center" means the intensive behavior center provided for in [section 2].

 (2) "Department" means the department of public health and human services provided for in 2-15-2201.

 (3) "Developmental disability" has the meaning provided in 53-20-102."

Insert: "NEW SECTION. Section 2. Intensive behavior center -- limitations. (1) The department shall establish a 12-bed intensive behavior center as a new service for individuals with a developmental disability who are in need of intensive treatment because of continuous or repeated behaviors that pose an imminent risk of serious harm to self or others.

 (2) The center shall provide a program of active treatment in a secure residential environment. The treatment must:

 (a) address the behavioral issues of each resident; and

 (b) foster for each resident the transition to and residency in less restrictive service settings.

 (3) The center may serve only individuals for whom the department has asked a county attorney to file a petition alleging the individual is in need of the services and secure setting of the center and requesting that the individual be committed to the center for services through imposition of a community treatment plan as provided in 53-20-121."

Insert: "NEW SECTION. Section 3. Licensing. The intensive behavior center operated pursuant to [sections 1 through 4] must be licensed as an intermediate care facility for the developmentally disabled in accordance with 50-5-238."

Insert: "NEW SECTION. Section 4. Rulemaking authority. The department may adopt rules to carry out [sections 1 through 4], including but not limited to rules for eligibility requirements for admission to the facility."

Insert: "Section 5. Section 1, Chapter 444, Laws of 2015, is amended to read:

Section 1. Legislative intent -- direction to department of public health and human services. It is the intent of the legislature to provide services to individuals with developmental disabilities in the community, as established in 53-20-101 and 53-20-301, and to close the Montana developmental center. To accomplish this purpose, the legislature directs the department of public health and human services to:

 (1) ~~in conjunction with the transition planning committee established in [section 2], develop and implement a plan to close the Montana developmental center by June 30, 2017~~ 2019; and

 (2) transfer funds as authorized by 17-7-139, 53-20-214, and federal laws and regulations to develop the services needed to move residents out of the Montana developmental center and into community-based services; ~~and~~

 (3) ~~transition most residents out of the Montana developmental center and into community-based services by December 31, 2016. As part of this transition, the legislature intends for the department~~

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~~of public health and human services to:~~

~~(a) actively pursue the timely discharge of Montana developmental center residents into community-based services; and~~

~~(b) work with community providers to develop necessary services."~~

Insert: "NEW SECTION. Section 6. Direction to the department of public health and human services concerning closure of Montana developmental center. The legislature directs the department of public health and human services to continue to actively discharge individuals from the Montana developmental center during the biennium beginning July 1, 2017, and to close the Montana developmental center on or before June 30, 2019."

Insert: "NEW SECTION. Section 7. Codification instruction. [Sections 1 through 4] are intended to be codified as an integral part of Title 53, chapter 20, and the provisions of Title 53, chapter 20, apply to [sections 1 through 4]."

Insert: "NEW SECTION. Section 8. Effective date. [This act] is effective on passage and approval."

And, as amended, be concurred in. Report adopted.

NATURAL RESOURCES (White, Chair):

3/24/2017

HB 597, introduced bill, be amended as follows:

1. Title, line 10.

Strike: "AND"

Following: "17-7-502,"

Insert: "AND 87-2-903,"

2. Page 3, line 2.

Following: "land."

Insert: "The costs must include payments to the owner of private land who allows public access. Grants may not be made to pay costs associated with litigation related to public access."

3. Page 3, line 8.

Strike: "10"

Insert: "3"

4. Page 12, line 3.

Following: line 2

Insert: "**Section 7.** Section 87-2-903, MCA, is amended to read:

"87-2-903. (Temporary) Compensation, fees, and duties of agents -- penalty for late submission of license money. (1) License agents, except salaried employees of the department, must receive for all services rendered a commission of 50 cents for each transaction, plus any additional amount as determined under subsection (9) and by rules adopted pursuant to subsection (10).

(2) A license agent may charge a convenience fee of up to 3% of the total amount of a transaction if a purchase is made with a credit card or a debit card. A financial institution or credit card company may not prohibit collection of the convenience fee provided for in this subsection.

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(3) Each license agent shall submit to the department the money received from the sale of licenses and donations received pursuant to 87-1-293 and [section 1], less the appropriate commission and convenience fee.

(4) Each license agent shall submit to the department copies of each paper license sold.

(5) The department may charge license agents appointed after March 1, 1998, an electronic license system fee not to exceed actual costs.

(6) The department may designate classes of license agents and may establish a protocol for each class of agent. Each license agent shall keep the license account open at all reasonable hours to inspection by the department, the director, the wardens, or the legislative auditor.

(7) For purposes of this section, the term "transaction" includes the sale of any license or permit, collection of any data or fee, or issuance of any certificate prescribed by the department. The term does not include donations collected pursuant to 87-1-293 and [section 1].

(8) If a license agent fails to submit to the department all money received from the declared sale of licenses and from donations received pursuant to 87-1-293 and [section 1], less the appropriate commission and convenience fee, by the deadline established by the department, an interest charge equal to the rate charged under 15-1-216 may be assessed. Acceptance of late payments with interest does not preclude the department from summarily revoking the appointment of a license agent under 87-2-904.

(9) A license agent, except for an electronic service provider, must receive a commission of 50 cents for each ticket the agent processes for a hunting license lottery held pursuant to 87-1-271.

(10) The department may adopt rules necessary to implement this section. (Terminates June 30, 2019--sec. 7, Ch. 83, L. 2013.)

87-2-903. (Effective July 1, 2019) Compensation, fees, and duties of agents -- penalty for late submission of license money. (1) License agents, except salaried employees of the department, must receive for all services rendered a commission of 50 cents for each transaction, plus any additional amount as determined under subsection (9) and by rules adopted pursuant to subsection (10).

(2) A license agent may charge a convenience fee of up to 3% of the total amount of a transaction if a purchase is made with a credit card or a debit card. A financial institution or credit card company may not prohibit collection of the convenience fee provided for in this subsection.

(3) Each license agent shall submit to the department the money received from the sale of licenses and donations received pursuant to [section 1], less the appropriate commission and convenience fee.

(4) Each license agent shall submit to the department copies of each paper license sold.

(5) The department may charge license agents appointed after March 1, 1998, an electronic license system fee not to exceed actual costs.

(6) The department may designate classes of license agents and may establish a protocol for each class of agent. Each license agent shall keep the license account open at all reasonable hours to inspection by the department, the director, the wardens, or the legislative auditor.

(7) For purposes of this section, the term "transaction" includes the sale of any license or permit, collection of any data or fee, or issuance of any certificate prescribed by the department. The term does not include donations collected pursuant to [section 1].

(8) If a license agent fails to submit to the department all money received from the declared

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sale of licenses and from donations received pursuant to [section 1], less the appropriate commission and convenience fee, by the deadline established by the department, an interest charge equal to the rate charged under 15-1-216 may be assessed. Acceptance of late payments with interest does not preclude the department from summarily revoking the appointment of a license agent under 87-2-904.

(9) A license agent, except for an electronic service provider, must receive a commission of 50 cents for each ticket the agent processes for a hunting license lottery held pursuant to 87-1-271.

(10) The department may adopt rules necessary to implement this section.""

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 622, do pass. Report adopted.

HB 644, do pass. Report adopted.

HB 646, do pass. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):

3/27/2017

HB 626, do pass. Report adopted.

TAXATION (Essmann, Chair):

3/24/2017

HB 614, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

2. Page 2, line 4.

Following: line 3

Insert: "(6) "Pulse crops" means dry peas, lentils, chickpeas, and fava beans."

Renumber: subsequent subsections

3. Page 2, line 6.

Following: "transport"

Insert: "within the facility"

4. Page 2, line 10.

Insert: "NEW SECTION. Section 3. Termination. [This act] terminates December 31, 2027."

And, as amended, do pass. Report adopted.

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REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 131**
Report No. 001, March 24, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 131** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 131** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 7.

Strike: "80-10-103,"

2. Page 6, line 4 through line 9.

Strike: section 5 in its entirety

Renumber: subsequent sections

3. Page 9, line 11.

Strike: ", SALES BY DISTRIBUTORS FOR FINAL SALE OUT OF STATE,"

4. Page 9, line 29.

Strike: ", SALES BY DISTRIBUTORS FOR FINAL SALE OUT OF STATE,"

5. Page 9, line 30.

Strike: "MANUFACTURERS"

Insert: "them"

6. Page 10, line 3.

Strike: "(3) (a)"

7. Page 10.

Following: line 9

Insert: "(3) (a) (i) Each licensee who distributes a soil amendment or commercial fertilizer, except specialty fertilizer and unmanipulated animal or vegetable manures, to an unlicensed person in this state shall file with the department on forms approved by the department a semiannual tonnage statement for the reporting periods ending June 30 and December 31. This tonnage statement must indicate the number of net tons of each commercial fertilizer and soil amendment distributed in this state during the 6-month period. The tonnage statement is due on or before the 30th day of the month following the close of each period 30 days after the last day of the reporting period. There are no fees associated with the semiannual tonnage statement.

(ii)"

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For the Senate:

Hoven, Chair
F. Smith

For the House:

Lenz
Perry

MESSAGES FROM THE SENATE

House amendments to Senate bill concurred in: 3/24/2017

SB 65, introduced by Wolken

House bills returned not concurred in: 3/24/2017

HB 129, introduced by Hill-Smith

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/23/2017

HB 147, introduced by Zolnikov

HB 149, introduced by Zolnikov

HB 200, introduced by Fern

HB 245, introduced by Mandeville

HB 251, introduced by Wagoner

HB 328, introduced by Ehli

HB 405, introduced by Cook

HB 416, introduced by Greef

House bills concurred in and returned to the House:

3/23/2017

HB 62, introduced by Brodehl

HB 64, introduced by Dudik

HB 201, introduced by Cook

HB 273, introduced by Usher

HB 316, introduced by Holmlund

HB 358, introduced by Noland

HB 422, introduced by Cook

HB 520, introduced by Fitzgerald

House bills concurred in and returned to the House:

3/24/2017

HB 30, introduced by Essmann

HB 285, introduced by McKamey

HB 288, introduced by Bennett

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HB 323, introduced by Pierson
HB 388, introduced by G. Hertz
HB 396, introduced by Grubbs
HB 447, introduced by Fitzgerald

Senate bills passed and transmitted to the House for concurrence: 3/23/2017

SB 280, introduced by Malek

Senate bills passed and transmitted to the House for concurrence: 3/24/2017

SB 94, introduced by K. Regier
SB 138, introduced by Ankney
SB 324, introduced by Tempel

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 660, introduced by J. Eck, referred to Appropriations.
HB 661, introduced by N. Ballance, referred to Agriculture.
HB 662, introduced by T. Jacobson, referred to Judiciary.
HB 663, introduced by R. Lynch, referred to Business and Labor.
HB 664, introduced by K. Dudik, referred to Judiciary.
HB 665, introduced by R. Brodehl, referred to Appropriations.

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 28, introduced by L. Bishop, N. McConnell, D. Skees, D. Zolnikov, referred to Energy, Technology, and Federal Relations.

The following Senate bills were read first time, and referred to committees:

SB 94, introduced by K. Regier, referred to Taxation.
SB 138, introduced by D. Ankney, referred to Taxation.
SB 280, introduced by S. Malek, referred to Judiciary.
SB 324, introduced by R. Tempel, referred to Taxation.

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**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative A. Hertz in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 64 - Representative Mortensen moved **SB 64** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Essmann, Hopkins, Rosendale.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 135 - Representative Sheldon-Galloway moved **SB 135** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 95

Nays: Brodehl, Burnett, McKamey, Rosendale.

Total 4

Excused: None.

Total 0

Absent or not voting: Hopkins.

Total 1

SB 139 - Representative Vinton moved **SB 139** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Curdy, Ryan.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 163 - Representative Bennett moved **SB 163** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch,

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White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Staffanson.

Total 1

SB 176 - Representative M. Regier moved **SB 176** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

SB 224 - Representative Fern moved **SB 224** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 94

Nays: Ballance, Gunderson, Rosendale, Staffanson, Tschida, Usher.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 231 - Representative Mortensen moved **SB 231** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Shaw, Skees, Staffanson, Trebas, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 63

Nays: Bachmeier, Bishop, Burnett, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Karjala, Keane, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Tschida, Webber, Windy Boy, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 252 - Representative Redfield moved **SB 252** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy

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Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Berglee, Harris.

Total 2

SB 275 - Representative Vinton moved **SB 275** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 265 - Representative Dunwell moved **HB 265** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Wagoner, Webber, Windy Boy, Woods.

Total 52

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Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 47

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

HB 489 - Representative Noland moved **HB 489** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Beard, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Custer, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Kelker, Knokey, Lenz, Loge, Manzella, Morigeau, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Ryan, Shaw, Skees, Smith, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov.

Total 60

Nays: Abbott, Bachmeier, Bartel, Bennett, Berglee, Bishop, Curtis, Doane, Dunwell, Eck, Ellis, Flynn, Funk, Galt, Harris, Hayman, Holmlund, Keane, Kipp III, C Knudsen, Lavin, Lynch, Mandeville, McCarthy, McConnell, McKamey, Olsen, Peppers, Perry, Pierson, Price, Sales, Schreiner, Staffanson, Stewart-Per, Webber, Windy Boy, Woods, Mr. Speaker.

Total 39

Excused: None.

Total 0

Absent or not voting: Cuffe.

Total 1

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair A. Hertz moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale,

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Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: A Hertz, G Hertz, Jones.

Total 3

Excused: None.

Total 0

Absent or not voting: Cuffe, Gunderson.

Total 2

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 224 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, White, Windy Boy.

Total 54

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Woods, Zolnikov, Mr. Speaker.

Total 44

Excused: None.

Total 0

Absent or not voting: Cuffe, Gunderson.

Total 2

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HB 585 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: Cuffe, Gunderson.

Total 2

MOTIONS

Representative Ehli moved to re-refer **SB 64** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 139** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 265** to the Appropriations Committee. Without objection, so ordered.

Representative Eck objected to the re-referral of **HB 265**.

House stood at Ease.

Representative Eck withdrew her objection.

Representative White moved to reconsider action on **HB 454** and that **HB 454** be placed on second reading on the 64th legislative day.

Mr. Speaker ruled the motion out of order.

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UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **REMOVED** as sponsor to **HB 609**
Motion carried.

HB 609 (C. Glimm, Chief Sponsor)
Anderson.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, March 28, 2017.
Motion carried.

House adjourned at 3:03 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SIXTY-FOURTH LEGISLATIVE DAY**

Helena, Montana
March 28, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Ricci. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Gunderson, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

Mr. Speaker moved that the House revert to Order of Business # 11, Special Orders of The Day, for the purpose of receiving entertainment by The Great Falls Junior Symphony String Quartet.

BILLS (Ricci, Chair):

3/28/2017

Correctly printed: **HB 265, HB 365, HB 489, HB 558, HB 572, HB 589, HB 622, HB 626, HB 644, HB 646, HB 660, HB 661, HB 662, HB 663, HB 664, HB 665, HJR 28, SB 64, SB 135, SB 139, SB 163, SB 176, SB 224, SB 231, SB 252, SB 275.**

Correctly engrossed: **HB 239, HB 591, HB 597, HB 602, HB 604, HB 617, HB 629, HB 638, HB 649, HB 652, SB 44, SB 271.**

Correctly enrolled: **HB 209, HB 362, HB 367.**

Examined by the sponsor and found to be correct: **HB 209, HB 362, HB 367.**

Signed by the Speaker at 4:30 p.m., March 28, 2017: **HB 30, HB 62, HB 64, HB 201, HB 209, HB 273, HB 285, HB 288, HB 316, HB 323, HB 358, HB 362, HB 367, HB 388, HB 396, HB 422, HB 447, HB 520.**

Signed by the Chief Clerk of the House at 5:20 p.m., March 28, 2017: **HB 30, HB 62, HB 64, HB 201, HB 209, HB 273, HB 285, HB 288, HB 316, HB 323, HB 358, HB 362, HB 367, HB 388, HB 396, HB 422, HB 447, HB 520.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

3/27/2017

HB 46, do pass. Report adopted.

HB 107, do pass. Report adopted.

HB 473, do pass. Report adopted.

HB 511, do pass. Report adopted.

HB 550, do pass. Report adopted.

HB 618, do pass. Report adopted.

HB 638, introduced bill, be amended as follows:

1. Page 1, line 25.

Following: "benefits"

Strike: "or a lump-sum payment"

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And, as amended, do pass. Report adopted.

HB 639, do pass. Report adopted.

HB 642, do pass. Report adopted.

HB 650, do pass. Report adopted.

HB 652, introduced bill, be amended as follows:

1. Title, page 1, line 10.

Following: "DATES"

Insert: "AND A TERMINATION DATE"

2. Page 1, line 12 through line 16.

Strike: line 12 through line 16 in their entirety

3. Page 1, line 28.

Strike: "(1)"

4. Page 2, line 4 through page 6.

Strike: subsection (2) in its entirety

5. Page 3, line 27.

Insert: "NEW SECTION. Section 9. Termination. [This act] terminates June 30, 2023."

And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair):

3/28/2017

SB 44, be amended as follows:

1. Page 2, line 24 through line 26.

Strike: "UNLESS THE" on line 24 through "33-18-232" on line 26

2. Page 3, line 2.

Following: "or"

Insert: "or"

3. Page 3, line 4 through line 11.

Strike: "OR" on line 4 through "5 YEARS" on line 11

4. Page 3, line 17 through line 18.

Strike: "BUT THE TIMELY" on line 17 through "[SECTION 4]" on line 18

5. Page 4, line 17.

Strike: "-- INCENTIVES"

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6. Page 4, line 27 through page 5, line 8.

Strike: subsection (5) in its entirety

Renumber: subsequent subsection

7. Page 10, line 27 through line 30.

Strike: section 11 in its entirety

Renumber: subsequent sections

8. Page 11, line 9 through line 10.

Strike: subsection (4) in its entirety

9. Page 11, line 16 through line 17.

Following: "INVALID,"

Strike: "ONLY [SECTION 2(1)]" through "INVALID PART AND" on line 17

Insert: "all valid parts that are severable from the invalid part"

Following: "EFFECT." on line 17

Insert: "If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

And, as amended, be concurred in. Report adopted.

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair):

3/27/2017

HB 604, introduced bill, be amended as follows:

1. Title, page 1, line 18.

Following: "ACCOUNT;"

Insert: "PROVIDING A FIRSTNET EXEMPTION;"

2. Page 2, line 4.

Strike: "8"

Insert: "9"

3. Page 2, line 10.

Strike: "8"

Insert: "9"

4. Page 2, line 14.

Following: "system,"

Insert: "to"

5. Page 3, line 3.

Strike: "8"

Insert: "9"

6. Page 3.

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Following: line 7

Insert: "(3) "FirstNet" means a radio access network planned in connection with a first responder network authority's nationwide public safety broadband network for the purpose of supporting public safety voice and data communications."

Renumber: subsequent subsections

7. Page 3, line 8.

Strike: "(a)"

8. Page 3, line 11.

Strike: "(i)"

Insert: "(a)"

9. Page 3, line 12.

Strike: "(ii)"

Insert: "(b)"

10. Page 3, line 13.

Strike: "(iii)"

Insert: "(c)"

11. Page 3, line 15.

Strike: "(iv)"

Insert: "(d)"

Strike: "governmental owned"

12. Page 3, line 17 through line 18.

Strike: subsection (b) in its entirety

13. Page 3, line 30.

Strike: "local governments; and"

Insert: "a municipality, designated by the Montana league of cities and towns;

(g) a representative of county government, designated by the Montana association of counties;

(h) a representative of the association of public-safety communications officials, designated by the Montana chapter of the association of public-safety communications officials; and"

Renumber: subsequent subsection

14. Page 4, line 29 through page 5, line 1.

Strike: "salary" on page 4, line 29 through "2-18-503" on page 5, line 1

Insert: "compensation"

15. Page 5, line 24.

Strike: "8"

Insert: "9"

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16. Page 6, line 4.

Following: "(1)"

Insert: "(a)"

Strike: "There"

Insert: "Except as provided in subsection (1)(b), there"

17. Page 6.

Following: line 5

Insert: "(b) The department of natural resources and conservation may opt out of the public safety communications system."

18. Page 6, line 26.

Strike: "7"

Insert: "9"

19. Page 7, line 14.

Strike: "8"

Insert: "9"

20. Page 7, line 17.

Strike: "8"

Insert: "9"

21. Page 7, line 25.

Strike: "8"

Insert: "9"

22. Page 7, line 28.

Strike: "8"

Insert: "9"

23. Page 8, line 1.

Strike: "8"

Insert: "9"

24. Page 8, line 3.

Strike: "8"

Insert: "9"

25. Page 8.

Following: line 3

Insert: "NEW SECTION. Section 8. FirstNet exemption. [Sections 1 through 7] and rules adopted in accordance with [sections 1 through 7] do not affect:

(1) the state's ability to use FirstNet, including new services and applications available with FirstNet; or

HOUSE JOURNAL
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(2) any obligations or responsibilities related to FirstNet in accordance with federal statute."
Renumber: subsequent sections

26. Page 8, line 6.

Strike: "7"

Insert: "8"

27. Page 8, line 7.

Strike: "7"

Insert: "8"

28. Page 8, line 9.

Strike: "7"

Insert: "8"

29. Page 8, line 17.

Strike: "8"

Insert: "9"

30. Page 8, line 18.

Strike: "8"

Insert: "9"

And, as amended, do pass. Report adopted.

SB 7, be concurred in. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

3/27/2017

HB 617, introduced bill, be amended as follows:

1. Page 1, line 16.

Strike: "children and adults"

Insert: "youth"

2. Page 1, line 29 and 30.

Following: "intervention to" on line 29

Strike: "an" on line 29 through "individual" on line 30

Insert: "a youth"

3. Page 2, line 5.

Strike: "children, young adults, and adults"

Insert: "youth"

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3.5 Page 2, line 6.

Strike: "an individuals"

Insert: "a youth's"

4. Page 2, line 8.

Strike: "an individual's"

Insert: "a youth's"

5. Page 2, line 9 through line 10.

Following: "needs" on line 9

Strike: "and in order to" on line 9 through "life" on line 10

6. Page 2, line 11.

Strike: "individuals"

Insert: "youth"

7. Page 2, line 12.

Strike: "an individual"

Insert: "a youth"

8. Page 2, line 15.

Strike: "individual"

Insert: "youth"

9. Page 2, line 17.

Strike: "individuals"

Insert: "youth"

10. Page 2, line 19.

Strike: "an individual"

Insert: "a youth"

11. Page 2, line 20.

Strike: "individual"

Insert: "youth"

12. Page 2, line 22.

Strike: "an individual's"

Insert: "a youth's"

13. Page 2, line 23.

Strike: "individual"

Insert: "youth"

Strike: "individual's"

Insert: "youth's"

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14. Page 2, line 24.

Strike: "individual"

Insert: "youth"

15. Page 2, line 25.

Strike: "individual"

Insert: "youth"

16. Page 2.

Following: line 26

Insert: "(6) "Youth" means an individual enrolled in a K-12 school."

17. Page 2, line 29.

Following: "adopt"

Insert: ": (a)"

18. Page 2, line 30.

Following: "psychology"

Strike: "and"

Insert: "; (b) rules that establish that the primary focus of the practice of educational psychology involves services to youth; and
(c) "

19. Page 4, line 6.

Strike: "individuals"

Insert: "youth"

And, as amended, do pass. Report adopted.

HB 649, introduced bill, be amended as follows:

3/24/2017

1. Page 1.

Following: line 28

Insert: "(b) A violation under this section constitutes an unfair or deceptive trade practice under Title 30, chapter 14, part 1, and is subject to the penalties under 30-14-142."

Renumber: subsequent subsection

2. Page 1, line 29.

Following: "penalties"

Insert: "under subsection (4)(a)"

3. Page 1, line 30.

Following: "services."

Insert: "The fine and penalties issued under Title 30, chapter 14, part 1, must be deposited in a state special revenue account as provided for in 30-14-143."

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And, as amended, do pass. Report adopted.

NATURAL RESOURCES (White, Chair):

3/27/2017

HB 629, introduced bill, be amended as follows:

1. Title, line 4 through line 7.

Strike: "LIMITING" on line 4 through "RIGHTS;" on line 7

2. Title, line 7 through line 8.

Strike: "COMPLIANCE" on line 7 through "ACT"

Insert: "ISSUES RELATED TO WATER RIGHTS"

3. Title, line 8 through line 9.

Strike: "AMENDING" on line 8 through "MCA;" on line 9

4. Title, line 9 through line 10.

Strike: "AND AN APPLICABILITY" on line 9 through "DATE" on line 10

5. Page 2, line 16 through page 3, line 2.

Strike: section 1 through section 3 in their entirety

Renumber: subsequent sections

6. Page 3, line 5 through line 6.

Strike: "provisions" on line 5 through "[this act]." on line 6

Insert: "jurisdiction over water resources purchased or reserved by the federal government, federal laws or regulations that affect the state's ownership of water or the state's ability to manage water, and any agreements or authority to enter into agreements that diminishes the authority of the state to own, manage, administer, or protect its water resources for the benefit of its citizens.

(2) The study must examine the legality of the state co-owning water rights in relation to all administrative functions governing water rights, including adjudication, changes of water rights, and enforcement."

Renumber: subsequent subsection

7. Page 3, line 11 through page 12, line 2.

Strike: section 5 through section 10 in their entirety

Renumber: subsequent sections

8. Page 12, line 4.

Strike: "\$25,000"

Insert: "\$15,000"

9. Page 12, line 6.

Strike: "[section 4]"

Insert: "[section 1]"

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10. Page 12, line 8 through line 12.

Strike: section 12 in its entirety

Renumber: subsequent sections

11. Page 12, line 16 through line 20.

Strike: section 14 in its entirety

And, as amended, do pass. Report adopted.

SB 281, be concurred in. Report adopted.

TAXATION (Essmann, Chair):

3/28/2017

HB 239, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Following: line 6

Insert: "PROVIDING A PHASE-IN FOR THE TAX CREDITS;"

2. Title, page 1, line 9.

Strike: "UNEMPLOYMENT INSURANCE AND"

3. Title, page 1, line 10 through line 11.

Strike: ", " on line 10 through "39-51-201," on line 11

4. Title, page 1, line 11.

Strike: "IMMEDIATE" through "RETROACTIVE"

5. Page 1, line 25.

Following: "(2)"

Insert: "(a)"

Strike: "25%"

Insert: "equal to the percentage provided in subsection (2)(b)"

6. Page 1, line 27.

Following: line 26

Insert: "(b) The percentage of the amount paid by an employer and excluded from gross income in subsection (2)(a) is phased in as follows:

(i) for the tax year beginning January 1, 2018, the amount is 10%;

(ii) for the tax year beginning January 1, 2019, the amount is 18%; and

(iii) for the tax year beginning January 1, 2020, and thereafter, the amount is 25%."

7. Page 2, line 16.

Following: "(1)"

Insert: "(a)"

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8. Page 2, line 18.

Strike: "the amount of 25%"

Insert: "an amount equal to the percentage provided in subsection (1)(b)"

9. Page 2, line 22.

Following: line 21

Insert: "(b) The percentage of the credit an employer is allowed in subsection (1)(a) is phased in as follows:

(i) for the tax year beginning January 1, 2018, the amount is 10%;

(ii) for the tax year beginning January 1, 2019, the amount is 18%; and

(iii) for the tax year beginning January 1, 2020, and thereafter, the amount is 25%."

10. Page 9, line 26 through page 15, line 7.

Strike: section 6 in its entirety

Renumber: subsequent sections

11. Page 17, line 13.

Strike: section 9 in its entirety

Renumber: subsequent section

12. Page 17, line 15.

Strike: "Retroactive applicability"

Insert: "Applicability"

13. Page 17, line 15 through line 16.

Strike: "retroactively," on line 15 through "1-2-109," on line 16

14. Page 17, line 16.

Strike: "2016"

Insert: "2017"

And, as amended, do pass. Report adopted.

HB 602, do pass. Report adopted.

TRANSPORTATION (Lavin, Chair):

3/27/2017

HB 621, do pass. Report adopted.

HB 627, do pass. Report adopted.

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MESSAGES FROM THE SENATE

Senate bills passed and transmitted to the House for concurrence: 3/25/2017

SB 185, introduced by Kary
SB 329, introduced by K. Regier
SB 340, introduced by C. Smith
SB 344, introduced by Moore

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/25/2017

HB 22, introduced by Keane
HB 103, introduced by Custer
HB 198, introduced by Wagoner
HB 266, introduced by Ballance
HB 496, introduced by Ricci

House bills concurred in and returned to the House:

3/25/2017

HB 209, introduced by Usher
HB 362, introduced by Hill Smith
HB 367, introduced by Beard

MESSAGES FROM THE GOVERNOR

March 27, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Monday, March 27, 2017, I signed the following bills:

HB 95 - G. Pierson
HB 102 - J. Karjala
HB 211 - B. Hamlett
HB 213 - J. Essmann
HB 214 - B. Brown
HB 271 - R. Cook
HB 279 - A. Rosendale

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Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were read first time, and referred to committees:

SB 185, introduced by D. Kary, referred to Fish, Wildlife and Parks.

SB 329, introduced by K. Regier, referred to Judiciary.

SB 340, introduced by C. Smith, referred to Human Services.

SB 344, introduced by F. Moore, referred to Business and Labor.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Mandeville in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 646 - Representative Ehli moved consideration of **HB 646** be passed for the day. Motion carried.

HB 341 - Representative Custer moved **HB 341**, second reading copy, be amended as follows:

1. Title, page 1, line 5.

Following: "EMPLOYEES TO"

Insert: "A PERCENTAGE OF"

2. Page 1, line 24.

Following: "not exceed"

Insert: "75% of"

3. Page 1, line 25.

Following: "per meal"

Insert: ", rounded up to the nearest dollar"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern,

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Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 80

Nays: Bartel, B. Brown, Burnett, Essmann, Galloway, Glimm, Gunderson, Holmlund, Hopkins, Manzella, Mortensen, Noland, Redfield, Rosendale, Skees, Staffanson, Tschida, Usher, White, Zolnikov.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 341 - Representative Dunwell moved **HB 341** do pass as amended. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 44

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 410 - Representative Shaw moved **HB 410** do pass. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.
Total 63

Nays: Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Galloway, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Lenz, Mandeville, Mortensen, Noland, O'Hara, Regier, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 37

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 568 - Representative White moved **HB 568** do pass. Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, B. Brown, Custer, Doane, Fitzgerald, Flynn, Galt, Greef, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 46

Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Garner, Glimm, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 54

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 623 - Representative White moved **HB 623** do pass. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Brodehl, Olsen, Price, Ryan.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 578 - Representative Galt moved **HB 578** do pass. Motion carried as follows:

Yeas: Ballance, Bartel, Bennett, Berglee, B. Brown, Z. Brown, Cook, Cuffe, Curtis, Doane, Ehli, Essmann, Fitzgerald, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Kipp III, Knokey, C Knudsen, Lavin, Loge, Mandeville, Manzella, Morigeau, Mortensen, O'Hara, Patelis, Peppers, Pierson, Redfield, Regier, Rosendale, Shaw, Skees, Smith, Stewart-Per, Tschida, Usher, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 55

Nays: Abbott, Anderson, Bachmeier, Beard, Bishop, Brodehl, Burnett, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Galloway, Greef, Harris, Hayman, Jacobson, Jones, Karjala, Keane, Kelker, Lenz, Lynch, McCarthy, McConnell, McKamey, Noland, Olsen, Perry, Price, Ricci, Ryan, Sales, Schreiner, Staffanson, Swanson, Trebas, Welch, Woods.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 589 - Representative Lenz moved **HB 589** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Redfield, Regier, Ricci, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 71

Nays: Abbott, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Karjala, Kelker, McCarthy, McConnell, Morigeau, Olsen, Pierson, Price, Rosendale, Ryan, Schreiner, Smith, Swanson, Webber, Woods, Zolnikov.

Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 590 - Representative Lenz moved **HB 590**, second reading copy, be amended as follows:

1. Page 2, line 12.

Following: "this section"

Insert: "and in accordance with the requirements in Article XII, section 4, of the Montana constitution and 17-6-603(3) that interest income on the tobacco settlement trust fund be used for benefits, services, or coverage related to the health care needs of Montanans. To fulfill the requirements of those provisions, grant funds must be used for health care as defined in 50-4-504(4), and the services must be provided by a health care provider as defined in 50-16-504(7)"

2. Page 2, line 13 through line 14.

Strike: "(2)(a)" on line 13 through "shall" on line 14

Insert: "(2)(a) The department may grant funds under this section only to a health care provider as defined in 50-16-504(7) that is able to"

3. Page 2, line 15 through line 17.

Strike: "; AND" on line 15 through "ACTIVITY" on line 17

4. Page 3.

Following: line 4

Insert: "(3) A grant-funded activity must be provided directly by a health care provider as defined in 50-16-504(7)."

Renumber: subsequent subsections

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Amendment adopted as follows:

Yeas: Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Abbott, Bartel, Dunwell, Eck, Fleming, Kipp III, Morigeau, Olsen, Price, Schreiner, Stewart-Per.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 590 - Representative Karjala moved **HB 590** do pass as amended. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Usher, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods.

Total 68

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Flynn, Galt, Glimm, Gunderson, Holmlund, Jones, C Knudsen, Lenz, Loge, Manzella, Mortensen, Noland, Redfield, Regier, Rosendale, Skees, Trebas, Tschida, Webb, White, Zolnikov, Mr. Speaker.

Total 32

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 591 - Representative McConnell moved **HB 591**, second reading copy, be amended as follows:

1. Page 2, line 7.

Strike: "or private"

Amendment adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.
Total 51

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 49

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 591 - Representative Z. Brown moved **HB 591** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.
Total 53

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, A Hertz, G Hertz, Holmlund, Jones, C Knudsen, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 47

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Mandeville moved the Committee of the Whole report be adopted. Report adopted unanimously.

MOTIONS

Representative Ehli moved to re-refer **HB 623** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to amend the record and re-refer **HB 410** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to amend the record and re-refer **HB 578** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to amend the record and re-refer **HB 590** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to amend the record and re-refer **HB 591** to the Appropriations Committee. Without objection, so ordered.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Mandeville in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 596 - Representative McKamey moved **HB 596** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas,

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Usher, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods.

Total 72

Nays: Berglee, Brodehl, B. Brown, Burnett, Cuffe, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Jones, Knokey, Lenz, Mandeville, Noland, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Tschida, Webb, White, Zolnikov, Mr. Speaker.

Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 597 - Representative Doane moved **HB 597** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Karjala, C Knudsen.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 605 - Representative G. Hertz moved **HB 605**, second reading copy, be amended as follows:

1. Page 1, line 16.

Strike: "There"

Insert: "For tax years 2019 through 2024, there"

2. Page 1, line 21.

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Strike: "There"

Insert: "For tax years 2019 through 2024, there"

3. Page 2, line 12.

Strike: "2018"

Insert: "2019"

Strike: "2028"

Insert: "2024"

4. Page 6, line 9.

Strike: section 9 in its entirety

Insert: "NEW SECTION. Section 9. Termination. [Sections 1 through 3] terminate December 31, 2031."

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 90

Nays: Bartel, Berglee, Z. Brown, Curtis, Galt, Harris, Keane, Lenz, Schreiner, Zolnikov.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Berglee expressed a conflict of interest and abstained from voting.

Representative Vinton expressed a conflict of interest and abstained from voting.

Representative McCarthy rose on a **Point of Personal Privilege** to say that he lives within ten miles of an Indian Reservation.

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HB 605 - Representative G. Hertz moved **HB 605** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 85

Nays: Ballance, Bartel, Brodehl, B. Brown, Glimm, Jones, Manzella, Mortensen, Noland, Regier, Skees, Usher, Zolnikov.
Total 13

Excused: None.
Total 0

Absent or not voting: Berglee, Vinton.
Total 2

HB 612 - Representative Hopkins moved **HB 612** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Burnett, Gunderson, Kelker, Lenz, Regier, Usher.
Total 6

Excused: None.
Total 0

Absent or not voting: None.

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Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Mandeville moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 93

Nays: Essmann, Mandeville, Zolnikov.

Total 3

Excused: None.

Total 0

Absent or not voting: Burnett, Court, Gunderson, Swanson.

Total 4

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair): 3/28/2017
SJR 19, be concurred in. Report adopted.

APPROPRIATIONS (Ballance, Chair): 3/28/2017
HB 118, do pass. Report adopted.
HB 136, introduced bill, be amended as follows:

1. Title, page 1, line 5.

Following: "FUNDING"

Insert: "AND BENEFIT"

2. Title, page 1, line 6.

Following: "SYSTEM;"

Insert: "PROVIDING AN APPROPRIATION;"

3. Title, page 1, line 6.

Following: "19-8-502"

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Strike: "AND"

Insert: ", "

Following: "19-8-504,"

Insert: "19-8-601, AND 19-8-701,"

4. Page 2.

Following: line 21

Insert: "Section 3. Section 19-8-601, MCA, is amended to read:

"19-8-601. Time of retirement. (1) Subject to a member's right to a refund of the member's accumulated contributions under Title 19, chapter 2, part 6, ~~the following members are:~~

(a) a vested member hired before July 1, 2017, is eligible to receive a nonforfeitable service retirement benefit under 19-8-603 if:

~~(a)(i) a the member who~~ has completed at least 20 years of membership service, reached 50 years of age, and files a written application with the board; or

~~(b)(ii) a vested the member who~~ terminated service before completing 20 years of membership service and applies to begin receiving a service retirement benefit upon reaching 55 years of age;

(b) a vested member hired on or after July 1, 2017, is eligible to receive a nonforfeitable service retirement benefit under 19-8-603 if:

(i) the member has completed at least 25 years of membership service, reached 50 years of age, and files a written application with the board; or

(ii) the member terminated service before completing 25 years of membership service and applies to begin receiving a service retirement benefit upon reaching 55 years of age.

(2) For purposes of compliance with section 411 of the Internal Revenue Code, 26 U.S.C. 411, a member described in subsection (1)(a)(i) or (1)(b)(i) is treated as having attained normal retirement age and has a nonforfeitable right to the member's service retirement."

Insert: "Section 4. Section 19-8-701, MCA, is amended to read:

"19-8-701. Disability retirement benefit. (1) Except as provided in subsection (2), a vested member who becomes disabled must be granted a disability retirement benefit that is the actuarial equivalent of the service retirement benefit under 19-8-603 standing to the member's credit at the time of the member's disability retirement.

(2) (a) A vested member hired before July 1, 2017, who becomes disabled as a direct result of the member's service in the line of duty:

~~(a)(i)~~ before completing 20 years of membership service must receive a disability retirement benefit equal to one-half the member's highest average compensation; or

~~(b)(ii)~~ after completing 20 years or more of membership service must receive a disability retirement benefit equal to 2.5% of the member's highest average compensation for each year of service credit.

(b) A vested member hired on or after July 1, 2017, who becomes disabled as a direct result of the member's service in the line of duty:

(i) before completing 25 years of membership service must receive a disability retirement benefit equal to one-half the member's highest average compensation; or

(ii) after completing 25 years or more of membership service must receive a disability retirement benefit equal to 2.5% of the member's highest average compensation for each year

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of service credit.""

Insert: "NEW SECTION. Section 5. Appropriation. There is appropriated \$7 from the general fund to the Montana public employees' retirement board for the fiscal year beginning July 1, 2018, for actuarial service pursuant to [this act]."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 578, do pass. Report adopted.

HB 623, do pass. Report adopted.

HB 645, do pass. Report adopted.

HB 660, do pass. Report adopted.

JUDICIARY (Doane, Chair):

3/28/2017

HB 595, do pass. Report adopted.

HB 600, introduced bill, be amended as follows:

1. Page 1, line 12 through page 4, line 30.

Strike: everything after the enacting clause

Insert: "NEW SECTION. Section 1. Enforcement of victim's rights. (1) (a) A peace officer shall make a reasonable attempt to give a victim's rights card to a person who is known to be a victim of a crime. A victim who receives a victim's rights card and is given contact information for a peace officer is presumed to have asserted the victim's rights provided in Article II, section 36, of the Montana constitution.

(b) Any other victim, a victim's attorney, or a victim's legal representative who is unknown to a peace officer or a prosecutor may assert and seek enforcement of the rights provided in Article II, section 36, of the Montana constitution.

(c) The rights enumerated in Article II, section 36, of the Montana constitution may be asserted or waived by the victim any time after victimization occurs.

(2) With regard to implementation of Article II, section 36, of the Montana constitution:

(a) "delinquency", "felony", and "misdemeanor" refer to offenses under Title 30, Title 41, Title 45, Title 49, and Title 52;

(b) "person" means an individual, a human being, or a natural person and also includes a corporation, organization, or other legal entity;

(c) "proceeding" means a proceeding that is heard or that may be heard before a judicial or other governmental agency or by an official authorized to take evidence under oath, including any referee, hearings examiner, commissioner, or other person taking testimony or a deposition in connection with the proceeding; and

(d) "victim's rights card" means a card, also known as a Marsy's card, that informs a crime victim of the rights enumerated in Article II, section 36, of the Montana constitution."

Insert: "NEW SECTION. Section 2. Victim's rights card. The attorney general shall develop a model form of the victim's rights card as provided in Article II, section 36, of the Montana constitution. Each local law enforcement agency shall pay a fee of \$25 to the department of justice to receive the requirements of the model form of the victim's rights card. In addition to the requirements of the card and as provided in Article II, section 36, of the

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Montana constitution, a local law enforcement agency may provide additional information."

Insert: "NEW SECTION. Section 3. Information sharing. (1) Article II, section 36(1)(e), of the Montana constitution, does not prohibit the sharing of victim information:

 (a) with a domestic violence shelter, crisis line, victim's services provider, or a multidisciplinary team tasked with responding to issues of domestic and sexual violence; or
 (b) pursuant to a court order.

 (2) A victim may request that the victim's information not be shared under subsection (1)(a) with a domestic violence shelter, crisis line, victim's services provider, or multidisciplinary team tasked with responding to issues of domestic and sexual violence."

Insert: "Section 4. Section 53-1-203, MCA, is amended to read:

"53-1-203. Powers and duties of department of corrections. (1) The department of corrections shall:

 (a) subject to subsection (6), adopt rules necessary:
 (i) to carry out the purposes of 41-5-125;
 (ii) for the siting, establishment, and expansion of prerelease centers;
 (iii) for the expansion of treatment facilities or programs previously established by contract through a competitive procurement process;
 (iv) for the establishment and maintenance of residential methamphetamine treatment programs; **and**

 (v) for the admission, custody, transfer, and release of persons in department programs except as otherwise provided by law; **and**

 (vi) to carry out the purposes of Article II, section 36, of the Montana constitution;

 (b) subject to the functions of the department of administration, lease or purchase lands for use by correctional facilities and classify those lands to determine those that may be most profitably used for agricultural purposes, taking into consideration the needs of all correctional facilities for the food products that can be grown or produced on the lands and the relative value of agricultural programs in the treatment or rehabilitation of the persons confined in correctional facilities;

 (c) contract with private, nonprofit Montana corporations or, pursuant to the Montana Community Corrections Act, with community corrections facilities or programs or local or tribal governments to establish and maintain:

 (i) prerelease centers for purposes of preparing inmates of a Montana prison who are approaching parole eligibility or discharge for release into the community, providing an alternative placement for offenders who have violated parole or probation, and providing a sentencing option for felony offenders pursuant to 46-18-201. The centers shall provide a less restrictive environment than the prison while maintaining adequate security. The centers must be operated in coordination with other department correctional programs. This subsection does not affect the department's authority to operate and maintain prerelease centers.

 (ii) residential methamphetamine treatment programs for the purpose of alternative sentencing as provided for in 45-9-102, 46-18-201, 46-18-202, and any other sections relating to alternative sentences for persons convicted of possession of methamphetamine. The department shall issue a request for proposals using a competitive process and shall follow the applicable contract and procurement procedures in Title 18.

 (d) use the staff and services of other state agencies and units of the Montana university system, within their respective statutory functions, to carry out its functions under this

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title;

(e) propose programs to the legislature to meet the projected long-range needs of corrections, including programs and facilities for the custody, supervision, treatment, parole, and skill development of persons placed in correctional facilities or programs;

(f) encourage the establishment of programs at the local and state level for the rehabilitation and education of felony offenders;

(g) administer all state and federal funds allocated to the department for delinquent youth, as defined in 41-5-103;

(h) collect and disseminate information relating to youth who are committed to the department for placement in a state youth correctional facility;

(i) maintain adequate data on placements that it funds in order to keep the legislature properly informed of the specific information, by category, related to delinquent youth in out-of-home care facilities;

(j) provide funding for youth who are committed to the department for placement in a state youth correctional facility;

(k) administer youth correctional facilities;

(l) provide supervision, care, and control of youth released from a state youth correctional facility; and

(m) use to maximum efficiency the resources of state government in a coordinated effort to:

(i) provide for delinquent youth committed to the department; and

(ii) coordinate and apply the principles of modern correctional administration to the facilities and programs administered by the department.

(2) The department may contract with private, nonprofit or for-profit Montana corporations to establish and maintain a residential sexual offender treatment program. If the department intends to contract for that purpose, the department shall adopt rules for the establishment and maintenance of that program.

(3) The department and a private, nonprofit or for-profit Montana corporation may not enter into a contract under subsection (1)(c) or (2) for a period that exceeds 20 years. The provisions of 18-4-313 that limit the term of a contract do not apply to a contract authorized by subsection (1)(c) or (2). Prior to entering into a contract for a period of 20 years, the department shall submit the proposed contract to the legislative audit committee. The legislative audit division shall review the contract and make recommendations or comments to the legislative audit committee. The committee may make recommendations or comments to the department. The department shall respond to the committee, accepting or rejecting the committee recommendations or comments prior to entering into the contract.

(4) The department of corrections may enter into contracts with nonprofit corporations or associations or private organizations to provide substitute care for delinquent youth in state youth correctional facilities or on juvenile parole supervision.

(5) The department may contract with Montana corporations to operate a day reporting program as an alternate sentencing option as provided in 46-18-201 and 46-18-225 and as a sanction option under 46-23-1015. The department shall adopt by rule the requirements for a day reporting program, including but not limited to requirements for daily check-in, participation in programs to develop life skills, and the monitoring of compliance with any conditions of probation, such as drug testing.

(6) Rules adopted by the department pursuant to subsection (1)(a) may not amend or

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alter the statutory powers and duties of the state board of pardons and parole. The rules for the siting, establishment, and expansion of prerelease centers must state that the siting is subject to any existing conditions, covenants, restrictions of record, and zoning regulations. The rules must provide that a prerelease center may not be sited at any location without community support. The prerelease siting, establishment, and expansion must be subject to, and the rules must include, a reasonable mechanism for a determination of community support for or objection to the siting of a prerelease center in the area determined to be impacted. The prerelease siting, establishment, and expansion rules must provide for a public hearing conducted pursuant to Title 2, chapter 3."

Insert: "NEW SECTION. Section 5. Codification instruction. [Sections 1 through 3] are intended to be codified as an integral part of Title 46, chapter 24, and the provisions of Title 46, chapter 24, apply to [sections 1 through 3]."

Insert: "NEW SECTION. Section 6. Effective date. [This act] is effective July 1, 2017."

Insert: "NEW SECTION. Section 7. Applicability. [This act] applies to victimizations occurring on or after [the effective date of this act]."

And, as amended, do pass. Report adopted.

HB 611, do pass. Report adopted.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):
HB 576, introduced bill, be amended as follows:

3/28/2017

1. Page 2, line 9 through line 11.

Strike: line 9 through line 11 in their entirety

Renumber: subsequent subsection

2. Page 2, line 17 through line 19.

Following: "5-2-302." on line 17

Strike: remainder of line 17 through "2-18-503." on line 19

3. Page 2, line 12.

Strike: "shall be"

Insert: "is"

4. Page 2, line 16.

Strike: "shall"

Insert: "must"

And, as amended, do pass. Report adopted.

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 365 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson.

Total 2

HB 489 passed as follows:

Yeas: Ballance, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Galloway, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lenz, Loge, Manzella, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Regier, Ricci, Rosendale, Ryan, Shaw, Skees, Smith, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov.

Total 60

Nays: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Curtis, Dunwell, Eck, Ellis, Flynn, Funk, Galt, Harris, Holmlund, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, Mandeville, McCarthy, McConnell, Olsen, Peppers, Perry, Pierson, Price, Redfield, Sales, Schreiner, Staffanson, Stewart-Per, Swanson, Webber, Woods, Mr. Speaker.

Total 38

Excused: None.

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Total 0

Absent or not voting: Burnett, Gunderson.

Total 2

HB 558 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson.

Total 2

HB 586 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Curtis, Hamilton, Smith, Windy Boy.

Total 4

Excused: None.

Total 0

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Absent or not voting: Burnett, Gunderson.

Total 2

SB 135 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Brodehl, B. Brown, Rosendale.

Total 3

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson, Olsen, Welch.

Total 4

SB 163 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: Burnett, Gunderson.

Total 2

SB 176 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Harris, A Hertz, G Hertz, Holmlund, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 57

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson.

Total 2

SB 224 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Ballance, Beard, Brodehl, Rosendale, Tschida, Usher.

Total 6

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson.

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Total 2

SB 231 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Shaw, Skees, Staffanson, Trebas, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 64

Nays: Bishop, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Keane, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Tschida, Webber, Windy Boy, Woods.

Total 34

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson.

Total 2

SB 252 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: Burnett, Gunderson.

Total 2

SB 275 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson.

Total 2

MOTIONS

Representative Ehli moved to re-refer **HB 596** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 597** to the Appropriations Committee. Without objection, so ordered.

Representative Pierson moved that **HB 630** be taken from the Transportation Committee and placed on second reading on the 65th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 54

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Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Doane, Ehli, Flynn, Galloway, Galt, Glimm, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.

Total 44

Excused: None.

Total 0

Absent or not voting: Burnett, Gunderson.

Total 2

Representative Ricci moved to change his vote on **HB 568** from Yes to No. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 6:38 p.m., Wednesday, March 29, 2017. Motion carried.

House adjourned at 6:38 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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65TH LEGISLATURE
SIXTY-FIFTH LEGISLATIVE DAY**

Helena, Montana
March 29, 2017

House Chambers
State Capitol

House convened at 11:00 a.m. Mr. Speaker presiding. Invocation by Representative Manzella. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (Ricci, Chair):

3/29/2017

Correctly printed: **HB 46, HB 107, HB 118, HB 410, HB 473, HB 511, HB 550, HB 578, HB 589, HB 595, HB 596, HB 597, HB 611, HB 612, HB 618, HB 621, HB 623, HB 627, HB 639, HB 642, HB 645, HB 650, HB 660, SB 7, SB 281, SJR 19.**

Correctly engrossed: **HB 136, HB 576, HB 590, HB 600, HB 605, HB 647, HB 651, SB 294.**

Correctly enrolled: **HB 351, HB 521.**

Examined by the sponsor and found to be correct: **HB 351, HB 521.**

Transmitted to the Senate: **HB 365, HB 489, HB 558, HB 586, SB 135, SB 163, SB 176, SB 224, SB 231, SB 252, SB 275.**

Signed by the President at 11:31 a.m., March 29, 2017: **HB 30, HB 62, HB 64, HB 201, HB 209, HB 273, HB 285, HB 288, HB 316, HB 323, HB 358, HB 362, HB 367, HB 388, HB 396, HB 422, HB 447, HB 520.**

Delivered to the Governor for approval at 12:20 p.m., March 29, 2017: **HB 30, HB 62, HB 64, HB 201, HB 209, HB 273, HB 285, HB 288, HB 316, HB 323, HB 358, HB 362, HB 367, HB 388, HB 396, HB 422, HB 447, HB 520.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

3/29/2017

HB 597, do pass. Report adopted.

HB 647, introduced bill, be amended as follows:

1. Page 27.

Following: line 17

Insert: "(3) The state general fund appropriation for each full-time equivalent resident student at a community college may not exceed the lesser of \$2,500 plus:

(a) the weighted average of state support per resident full-time equivalent student within the Montana university system; or

(b) the weighted average of state support per resident full-time equivalent student within the community college system.

(4) If enrollment for a community college is less than 200 full-time equivalent resident students for 24 consecutive academic months, the maximum state general fund appropriation for that community college may not exceed the lesser of:

(a) the weighted average of state support per resident full-time equivalent student within the Montana university system; or

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(b) the weighted average of state support per resident full-time equivalent student within the community college system.

(5) At any time enrollment at a community college falls below 200 full-time equivalent resident students, the community college shall submit a business plan to the board of regents for review, approval, and monitoring. The business plan must include identifying what measures the community college will take to increase enrollment. The plan must be submitted to the board of regents within 1 month after enrollment falls below 200 full-time equivalent resident students."

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

BUSINESS AND LABOR (Noland, Chair): 3/29/2017
HB 653, do pass. Report adopted.

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair): 3/27/2017
HB 633, do pass. Report adopted.

NATURAL RESOURCES (White, Chair): 3/29/2017
HB 651, introduced bill, be amended as follows:

1. Title, line 5 through line 6.

Strike: "REVISING" on line 5 through "FUNDING;" on line 6

2. Title, line 6.

Strike: "SECTIONS"

Insert: "SECTION"

Strike: "AND 87-1-242"

3. Page 2, line 12 through page 3, line 6.

Strike: section 3 in its entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair): 3/29/2017
SB 294, be amended as follows:

1. Title, page 1, line 5.

Strike: "ELIMINATING PAY BANDS;"

2. Title, page 1, line 8 through line 9.

Strike: "CHANGES TO" on line 8 through "FACTORS" on line 9

Insert: "PAY INCREASES ABOVE AN EMPLOYEE'S OCCUPATIONAL WAGE RANGE"

3. Title, page 1, line 10.

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Following: "UNIT;"

Insert: "PROVIDING RULEMAKING AUTHORITY;"

4. Page 2, line 3.

Following: "pay hierarchy"

Insert: "of broad pay bands and"

5. Page 2.

Following: line 26

Insert: "(16) "Pay band" means a wide salary range covering a number of different occupations. Pay bands are used for reporting and analysis purposes only."

Renumber: subsequent subsections

6. Page 2, line 29 through line 30.

Strike: "THE MINIMUM" on line 29 through "OF THIS ACT]." on line 30

Insert: "The salary for an employee may be less than the minimum salary."

7. Page 3, line 2.

Strike: "improved competency"

Insert: "factors determined by the department"

8. Page 4, line 22.

Strike: "parts 1 and 2"

Insert: "parts 1 through 3"

9. Page 4, line 26.

Strike: "parts 1 and 2"

Insert: "parts 1 through 3"

10. Page 4, line 27.

Strike: "parts 1 and 2"

Insert: "parts 1 through 3"

11. Page 4, line 28.

Strike: "parts 1 and 2"

Insert: "parts 1 through 3"

12. Page 4, line 29.

Strike: "parts 1 and 2"

Insert: "parts 1 through 3"

13. Page 5, line 12 through line 13.

Strike: subsection (a) in its entirety

Insert: "(a) approve any salary increase proposed by an agency that exceeds an employee's occupational wage range prior to the increase going into effect;"

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14. Page 5.

Following: line 18

Insert: "(6) The provisions of subsection (5)(a) do not apply to employees of the following agencies:

- (a) the department of justice;
- (b) the office of public instruction;
- (c) the public service commission;
- (d) the secretary of state; and
- (e) the state auditor's office.

(7) The department of administration shall adopt rules and procedures for job classification."

Renumber: subsequent subsection

15. Page 5, line 20 through line 21.

Strike: "office of budget and program planning"

Insert: "department of administration"

16. Page 6, line 22.

Following: "consist of"

Insert: "nine pay bands including"

17. Page 6, line 24 through line 25.

Strike: "THE MINIMUM" on line 29 through "OF THIS ACT]." on line 24

Insert: "The salary for an employee may be less than the minimum salary."

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

Senate bill passed and transmitted to the House for concurrence: 3/27/2017

SB 336, introduced by Vance

House amendments to Senate bills concurred in: 3/27/2017

SB 40, introduced by Sesso

SB 58, introduced by McNally

SB 127, introduced by Sesso

Free Conference Committee Report No.1 adopted: 3/27/2017

SB 25, introduced by Blasdel

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/27/2017

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HB 168, introduced by Z. Brown

HB 298, introduced by Greef

HB 381, introduced by Lenz

House bills concurred in and returned to the House:

3/27/2017

HB 351, introduced by Dudik

HB 521, introduced by Essmann

FIRST READING AND COMMITMENT OF BILLS

The following Senate bill was read first time, and referred to committee:

SB 336, introduced by G. Vance, referred to Transportation.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 46 passed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webber, Windy Boy, Woods.

Total 57

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, A Hertz, G Hertz, Hopkins, Jones, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 107 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z.

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Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Mr. Speaker.
Total 88

Nays: Abbott, Bennett, Eck, Hayman, Karjala, Kelker, Lenz, McConnell, Morigeau, Redfield, Woods, Zolnikov.
Total 12

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 118 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 91

Nays: Bartel, Brodehl, Burnett, Galloway, Gunderson, O'Hara, Regier, Rosendale, Zolnikov.
Total 9

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 473 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs,

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Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.
Total 54

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 46

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 511 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.
Total 71

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Flynn, Galloway, Glimm, Harris, G Hertz, Holmlund, Knokey, Lenz, Mandeville, Manzella, Mortensen, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Tschida, Usher, Wagoner, White, Zolnikov.
Total 29

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 550 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Dudik, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C

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Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 62

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Curdy, Curtis, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 589 passed as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Cook, Court, Cuffe, Custer, Doane, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 57

Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Curdy, Curtis, Dudik, Eck, Ellis, Fleming, Funk, Galloway, Hamilton, Hayman, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 612 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson,

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Jones, Karjala, Keane, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Bartel, Brodehl, Burnett, Gunderson, Kelker, C Knudsen, Lenz, Redfield, Regier, Usher, White.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Ehli announced the Republicans would caucus.

Representative Eck announced the Democrats would caucus.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Glimm in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative White excused at this time.

HB 4 - Representative Ballance moved **HB 4** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 98

Nays: Essmann, White.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 5 - Representative Keane moved **HB 5** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 96

Nays: Essmann, Staffanson, White.

Total 3

Excused: None.

Total 0

Absent or not voting: Mr. Speaker.

Total 1

HB 6 - Representative Keane moved **HB 6** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 98

Nays: Essmann, White.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 7 - Representative Keane moved **HB 7** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Essmann, White.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 8 - Representative Keane moved **HB 8** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, McKamey, Mortensen, Noland, O'Hara, Patelis, Ricci, Rosendale, Sales, Shaw, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Vinton, Webb, Webber, Welch, Windy Boy, Zolnikov, Mr. Speaker.

Total 55

Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik,

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Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lynch, Manzella, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ryan, Schreiner, Skees, Swanson, Usher, Wagoner, White, Woods.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 9 - Representative Woods moved **HB 9** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 79

Nays: Bartel, Burnett, Essmann, Flynn, Galt, Glimm, Harris, A Hertz, C Knudsen, Manzella, Mortensen, Noland, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, White, Zolnikov.

Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 11 - Representative Keane moved **HB 11** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per,

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Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Essmann.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 645 - Representative Lynch moved **HB 645**, second reading copy, be amended as follows:

1. Title, page 1, line 4.

Following: "AUTHORIZATION FOR"

Insert: "CAPITAL AND"

2. Title, page 1, line 6.

Following: "AND 11;"

Insert: "APPROPRIATING MONEY TO THE DEPARTMENT OF ADMINISTRATION FOR
CAPITAL PROJECTS AND FOR THE CONSTRUCTION OF THE STATE VETERANS'
HOME IN SOUTHWESTERN MONTANA;"

3. Title, page 1, line 12.

Following: "BONDS;"

Insert: "AMENDING SECTION 5, CHAPTER 324, LAWS OF 2011;"

4. Page 1.

Following: line 14

Insert: "NEW SECTION. Section 1. Definitions. For the purposes of [sections 1 through 11], unless otherwise provided, the following definitions apply:

(1) "Authority only" means approval provided by the legislature to expend money that does not require an appropriation, including grants, donations, auxiliary funds, proprietary funds, and university funds.

(2) "Capital project" means improvements or the planning, capital construction, environmental cleanup, renovation, or major repair projects authorized in [sections 3 through 6].

(3) "CPA" means the capital projects account provided for in 17-5-803 and 17-5-804."

Renumber: subsequent sections

5. Page 1, line 20.

Strike: "[section 3]"

Insert: "[section 9]"

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6. Page 1.

Following: line 20

Insert: "NEW SECTION. Section 3. Authorization of and appropriations for capital projects. Upon passage and approval of [this act], the following projects, pursuant to 18-2-102, are authorized and approved and funds are appropriated to the department of administration from the indicated funding sources. The department of administration is authorized to transfer funding and authority between fund types. Funds not requiring legislative appropriation are included for the purposes of authorization only.

MONTANA UNIVERSITY SYSTEM

Romney Hall - MSU Bozeman

\$25 million (CPA) \$3 million (Authority only)

Great Falls College of Technology, Nursing Addition \$5.4 million (CPA)

MSU-Billings Tech Building Addition \$5 million (CPA)"

Insert: "NEW SECTION. Section 4. Planning and design. The department of administration may proceed with the planning and design of capital projects prior to the receipt of other funding sources. The department may use interentity loans in accordance with 17-2-107 to pay planning and design costs incurred before the receipt of funding from another funding source."

Insert: "NEW SECTION. Section 5. Capital projects -- contingent funds. (1) Except as provided in subsection (2), if a capital project is financed in whole or in part with appropriations contingent on the receipt of funding from another funding source, the department of administration may not let the project go to bid until the agency receiving funding has submitted a financial plan for approval by the director of the department of administration.

(2) A financial plan may not be approved by the director if:

(a) the level of funding provided under the financial plan deviates substantially from the funding level provided in [section 3] for that project; or

(b) the scope of the project is substantially altered or revised from the preliminary plans presented for that project in the 2019 biennium long-range building program and as presented to the 65th legislature."

Insert: "NEW SECTION. Section 6. Review by department of environmental quality. The department of environmental quality shall review capital projects authorized in [section 3] for potential inclusion in the state building energy conservation program under Title 90, chapter 4, part 6. When a review shows that a capital project will result in energy improvements, the project must be submitted to the energy conservation program for funding consideration. Funding provided under the energy conservation program guidelines must be used to offset or add to the authorized funding for the project, with the amount dependent on the annual utility savings resulting from the facility improvement. Agencies must be notified of potential funding after the review."

Renumber: subsequent sections

7. Page 1, line 29.

Strike: "\$33.4"

Insert: "\$68.8"

8. Page 1.

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Following: line 30

Insert: "(a) \$35.4 million of the proceeds from the bonds sold under this section must be deposited in the capital projects account provided for in 17-5-803 and 17-5-804;"

Renumber: subsequent subsections

9. Page 2, line 2.

Following: "for in"

Strike: "[section 1(1)]"

Insert: "[section 2(1)]"

10. Page 2, line 7.

Following: "for in"

Strike: "[section 1(2)]"

Insert: "[section 2(2)]"

11. Page 2, lines 9 and 10.

Strike: "[section 3]"

Insert: "[section 9]"

12. Page 2.

Following: line 11

Insert: "NEW SECTION. Section 8. Authorization of bonds -- state veterans' home in southwestern Montana. (1) Upon passage and approval of [this act], in addition to the amount of general obligation bonds outstanding on January 1, 2017, and authorized under [section 7(3)], the board of examiners is authorized to issue and sell up to \$10 million in general obligation bonds in one or more series in accordance with Title 17, chapter 5, part 8, for the purpose of funding the construction and associated costs of the state veterans' home in southwestern Montana.

(2) The proceeds of the bonds authorized in subsection (1) must be deposited into the capital projects account and appropriated to the department of administration to be used for the construction of the state veterans' home in southwestern Montana.

(3) If federal grant funds for the construction of the veterans' home are received prior to the bonds being issued, the authority to issue bonds as provided for in subsection (1) is extinguished in an amount equal to the federal grants received.

(4) If federal grant funds for the construction of the veterans' home are received after the bonds are issued, the federal grant funds must be deposited and applied to debt service obligations associated with the construction of the state veterans' home in southwestern Montana."

Renumber: subsequent sections

13. Page 2, line 11.

Strike: "Any"

Insert: "Except for the authorization to bond the capital projects listed in subsection (3)(a), any"

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14. Page 2, line 15.

Strike: "[section 1(2)]"

Insert: "[section 2(2)]"

15. Page 4, line 26.

Strike: "[section 3]"

Insert: "[section 9]"

16. Page 4, line 28.

Strike: "[section 1(2)]"

Insert: "[section 2(2)]"

17. Page 5, line 1.

Strike: "[section 3(3)]"

Insert: "[section 9(3)]"

18. Page 5.

Following: line 1

Insert: "Section 12. Section 5, Chapter 324, Laws of 2011, is amended to read:

"Section 5. Capital project appropriations. (1) There is appropriated ~~\$4,812,500~~ up to \$5,293,750 from state special revenue account established in section 2, Chapter 461, Laws of 2009, to the department of administration for the southwestern Montana veterans' home project.

(2) There is appropriated ~~\$8,937,500~~ \$10,000,000 from the federal special revenue fund to the department of administration for the southwestern Montana veterans' home project.

(3) The department of administration is authorized to transfer the appropriations in subsections (1) and (2) among the necessary fund types for this project."

19. Page 5, line 8.

Strike: "[section 2(3) of this act]"

Insert: "[section 7(3) of this act]"

20. Page 5, line 9.

Strike: "[section 2(3)(a) of this act]"

Insert: "[section 7(3)(b) of this act]"

21. Page 5, line 10.

Strike: "(a)"

Insert: "(b)"

22. Page 5, line 11.

Strike: "[section 1(1)]"

Insert: "[section 2(1)]"

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23. Page 5, lines 14 and 15.

Strike: "[section 2(3) of this act]"

Insert: "[section 7(3) of this act]"

24. Page 5, line 15.

Strike: "[section 2(3)(a) of this act]"

Insert: "[section 7(3)(b) of this act]"

25. Page 5, line 17.

Strike: "(a)"

Insert: "(b)"

26. Page 5, line 18.

Strike: "[section 1(1)]"

Insert: "[section 2(1)]"

27. Page 5, line 22.

Strike: "[section 2(3) of this act]"

Insert: "[section 7(3) of this act]"

Strike: "[section 2(3)(a) of this act]"

Insert: "[section 7(3)(b) of this act]"

28. Page 5, lines 23 and 24.

Strike: "[section 2(3) of this act]"

Insert: "[section 7(3) of this act]"

29. Page 5, line 24.

Strike: "[section 2(3)(b) of this act]"

Insert: "[section 7(3)(c) of this act]"

30. Page 5, line 26.

Strike: "(b)"

Insert: "(c)"

31. Page 5, line 27.

Strike: "[section 1(2)]"

Insert: "[section 2(2)]"

32. Page 5, line 29.

Strike: "[section 3]"

Insert: "[section 9]"

33. Page 6, line 5.

Strike: "[section 2]"

Insert: "[sections 7 and 8]"

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34. Page 6, line 6.

Strike: "authorizes"

Insert: "authorize"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Zolnikov.
Total 53

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.
Total 47

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 645 - Representative Cuffe moved **HB 645** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Zolnikov.
Total 56

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.
Total 44

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 660 - Representative Tschida moved **HB 660**, second reading copy, be amended as follows:

1. Page 1.

Following: line 28

Insert: "(3) The Montana heritage center must be located in Lewistown."

Renumber: subsequent subsections

Amendment **not** adopted as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 46

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 54

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 660 - Representative Eck moved **HB 660**, second reading copy, be amended as follows:

1. Title, page 1, line 5 through line 6.

Strike: "OR ENTER " on line 5 through "HERITAGE CENTER" on line 6

2. Title, page 1, line 10.

Strike: "2-17-101,"

3. Title, page 1, line 11.

Following: "15-68-820,"

Insert: "AND"

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Following: "17-7-502,"

Strike: "AND 18-3-101,"

4. Page 1, line 20 through line 21.

Following: "center"

Strike: "or for" on line 20 through "center" on line 21

5. Page 1, line 23.

Strike: "lease or"

6. Page 1, line 23 through line 26.

Strike: subsection (1) in its entirety

Renumber: subsequent subsections

7. Page 1, line 27.

Strike: "If the department determines not to enter into a lease, the"

Insert: "The"

8. Page 3, line 12 through page 4, line 18.

Strike: section 6 in its entirety

Renumber: subsequent sections

9. Page 8, line 27 through page 9, line 2.

Strike: section 11 in its entirety

Renumber: subsequent sections

10. Page 9, line 14 through line 15.

Strike: "or that " on line 14 through "state-owned" on line 15

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 58

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 42

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 660 - Representative Eck moved **HB 660** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 52

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 239 - Representative Harris moved **HB 239** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Z. Brown, Cook, Court, Cuffe, Custer, Doane, Dudik, Ehli, Fern, Fitzgerald, Fleming, Flynn, Garner, Greef, Grubbs, Harris, A Hertz, G Hertz, Hopkins, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, O'Hara, Patelis, Ricci, Ryan, Sales, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 52

Nays: Abbott, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Burnett, Curdy, Curtis, Dunwell, Eck, Ellis, Essmann, Funk, Galloway, Galt, Glimm, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, McCarthy, McConnell, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Rosendale, Schreiner, Skees, Vinton, Webber, Windy Boy, Woods, Zolnikov.

Total 47

Excused: None.

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Total 0

Absent or not voting: Brodehl.

Total 1

HB 602 - Representative B. Smith moved **HB 602** do pass. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galt, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 47

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, A Hertz, Holmlund, Jones, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 52

Excused: None.

Total 0

Absent or not voting: Hopkins.

Total 1

HB 604 - Representative Harris moved **HB 604** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Windy Boy, Woods, Zolnikov.

Total 94

Nays: Brodehl, Burnett, Galloway, White.

Total 4

Excused: None.

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Total 0

Absent or not voting: Webber, Mr. Speaker.

Total 2

HB 611 - Representative Skees moved **HB 611** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: Custer.

Total 1

HB 621 - Representative Court moved **HB 621** do pass. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Greef, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 44

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 55

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Excused: None.

Total 0

Absent or not voting: Hamlett.

Total 1

Speaker Pro Tempore Hertz moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Glimm moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bishop, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Regier, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Welch, Woods, Zolnikov, Mr. Speaker.

Total 82

Nays: Bennett, Berglee, Brodehl, Z. Brown, Curtis, C Knudsen, Mandeville, Olsen, Peppers, Redfield, Ryan, Smith, Tschida, Webber, Windy Boy.

Total 15

Excused: None.

Total 0

Absent or not voting: Price, Ricci, White.

Total 3

MOTIONS

Representative Ehli moved to re-refer **HB 239** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 604** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 611** to the Appropriations Committee. Without objection, so ordered.

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REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

3/27/2017

HB 648, introduced bill, be amended as follows:

1. Title, page 1, line 8 through line 9.

Strike: "DIRECTING" on line 8 through "APPROPRIATION;" on line 9

2. Title, page 1, line 10.

Strike: "17-7-502,"

3. Page 1, line 25 through page 2, line 6.

Strike: section 3 in its entirety

Renumber: subsequent sections

4. Page 3, line 24.

Following: "~~19-3-103~~"

Insert: "and is statutorily appropriated, as provided in 17-7-502, on July 1 each year to the trust fund for the public employees' retirement system defined benefit plan established pursuant to 19-3-103"

5. Page 4, line 6.

Following: "enhancement"

Insert: "; and

(iv) except as provided in subsection (11)(c), up to \$21 million to the public employees' retirement system defined benefit plan trust fund.

(c) If the legislative finance committee determines that the public employees' retirement board has failed to provide a sufficient report pursuant to 19-3-117, it shall recommend that \$5 million be subtracted from the amount allocated in subsection (11)(b)(iv) subject to legislative approval"

6. Page 5, line 13.

Strike: "All"

Insert: " (a) Subject to subsection (11)(b), all"

7. Page 5, line 14.

Strike: "state"

Insert: "and is statutorily appropriated, as provided in 17-7-502, on July 1 each year to the trust fund for the public employees' retirement system defined benefit plan pursuant to 19-3-103.

(b) Except as provided in subsection (11)(c), up to \$24 million of the interest income from the coal severance tax permanent fund that is deposited in the general fund is statutorily appropriated, as provided in 17-7-502, on July 1 each year to the public employees' retirement system defined benefit plan trust fund.

(c) If the legislative finance committee determines that the public employees' retirement

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board has failed to provide a sufficient report pursuant to 19-3-117, it shall recommend that \$5 million be subtracted from the amount allocated in subsection (11)(b) subject to legislative approval."

8. Page 5, line 24 through page 7, line 9.

Strike: section 6 in its entirety

Renumber: subsequent sections

9. Page 7, line 29.

Strike: "[section 4]"

Insert: "[section 3]"

10. Page 10, line 27 through line 29.

Strike: "(1) [Section 3]" on line 27 through "(2)" on line 29

11. Page 10, line 29.

Strike: "[Section 4]"

Insert: "[Section 3]"

12. Page 10, line 30.

Strike: "[section 4]"

Insert: "[section 3]"

13. Page 11, line 2 through line 7.

Strike: section 11 in its entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Glimm in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows.

Representative Ehli announced the Republicans would caucus.

Representative Eck announced the Democrats would caucus.

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HB 136 - Representative Custer moved **HB 136** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 55

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 572 - Representative Redfield moved **HB 572** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 89

Nays: B. Brown, Court, Essmann, Galt, Harris, G Hertz, Manzella, Peppers, Smith, Trebas, Zolnikov.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 576 - Representative Hamilton moved **HB 576**, second reading copy, be amended as follows:

1. Page 1, line 21.

Following: "for"

Strike: the first "an"

Insert: "a limited,"

Following: "initial"

Strike: "short"

Following: "period"

Strike: ", preferably 6 to 10 legislative days,"

2. Page 2, line 25.

Strike: "must"

Insert: "may"

3. Page 2, line 28.

Following: "mentorship,"

Insert: "consider general legislation, "

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Hamilton, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 70

Nays: Beard, Brodehl, B. Brown, Cuffe, Flynn, Glimm, Gunderson, Hamlett, Harris, Holmlund, Keane, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Sales, Skees, Staffanson, Tschida, Vinton, Wagoner, White, Mr. Speaker.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 576 - Representative Hamilton moved **HB 576** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Berglee, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hayman, G Hertz, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, C Knudsen, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Usher, Webber, Welch, Woods, Zolnikov.
Total 52

Nays: Ballance, Bartel, Beard, Bennett, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Flynn, Galloway, Glimm, Gunderson, Hamlett, Harris, A Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Vinton, Wagoner, Webb, White, Windy Boy, Mr. Speaker.
Total 48

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 622 - Representative Noland moved **HB 622**, second reading copy, be amended as follows:

1. Title, page 1, line 7.

Following: "AREA;"

Insert: "AUTHORIZING COUNTY INVASIVE SPECIES ORDINANCES; ESTABLISHING THE MISSOURI RIVER CONTAINMENT AND QUARANTINE PROGRAM; ESTABLISHING THE UPPER COLUMBIA PILOT PROGRAM; REVISING PENALTIES;"

2. Title, page 1, line 9.

Following: "80-7-1011,"

Insert: "80-7-1014,"

Following: "EFFECTIVE DATES"

Insert: "AND A TERMINATION DATE"

3. Page 1, line 21.

Following: "agriculture;"

Insert: "and"

4. Page 2, line 12.

Following: "resolution,"

Insert: "to approve a"

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5. Page 2, line 23.

Strike: "two members"

Insert: "one member"

6. Page 2.

Following: line 24

Insert: "(b) electric cooperatives located within the Columbia river basin in Montana;"

Renumber: subsequent subsections

7. Page 3, line 11.

Following: "resolution,"

Insert: "to approve a"

8. Page 3.

Following: line 13

Insert: "NEW SECTION. Section 3. Invasive species ordinances. (1) Subject to subsection (2), counties located within the Columbia river basin may adopt ordinances and resolutions regarding the prevention or control of invasive species, as defined in 80-7-1003, within the county.

(2) If an Indian reservation is located within the boundaries of the county, the board of county commissioners shall consult with the governing body of the tribe or tribes of the Indian reservation prior to adopting an ordinance pursuant to this section."

Renumber: subsequent sections

9. Page 4.

Following: line 11

Insert: "NEW SECTION. Section 5. Missouri river containment and quarantine program. (1) The department of fish, wildlife, and parks shall operate a containment and quarantine program for water bodies fouled by invasive mussels in the Missouri river system, including but not limited to:

(a) restrictions on moored vessels within the system;

(b) restrictions regarding the use of launch sites and the exit of vessels from fouled water bodies in the system. Launching in and exiting from fouled water bodies is restricted to vessels certified by the department of fish, wildlife, and parks for local use on those water bodies, unless check stations and decontamination units are present.

(c) restrictions on fishing derbies in fouled water bodies.

(2) By December 31, 2018, the department of fish, wildlife, and parks shall develop a containment and quarantine plan for the Missouri river system, allowing for public input and comment, and submit the plan to the invasive species council established in [section 1]. The plan may permit the reopening of fouled water bodies in the system to all vessels if launch site inspectors are properly trained, if the necessary infrastructure and equipment are in place and have been fully tested in advance of deployment, and if invasive species are fully contained, after decontamination, to the source water body."

Renumber: subsequent sections

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10. Page 5.

Following: line 11

Insert: "NEW SECTION. Section 7. Upper Columbia pilot program -- rulemaking.

The Flathead basin commission established in 2-15-3330 shall administer a pilot program within the Flathead basin, as defined in 75-7-303, to enhance protections in the basin against invasive species and may:

(1) within or adjacent to the Flathead basin, use certification stations that may provide voluntary inspections and decontamination of vessels but at which vessels are not required to stop. Certification stations may be operated by government or private entities that are trained, certified, and monitored for quality assurance by the Flathead basin commission.

(2) band or track vessels that have been inspected, require decontamination, or are certified by the department of fish, wildlife, and parks for local use;

(3) implement a boat sticker program to raise funds for prevention efforts;

(4) use automated inspection and detection devices; and

(5) pursuant to 2-4-315, petition the fish and wildlife commission to adopt rules for the Flathead basin, including but not limited to rules that:

(a) require inspection of all vessels before they are launched;

(b) close launch sites, as needed;

(c) prohibit or restrict certain vessels and equipment, such as waterborne planes, ballast boats, and aquatic weed harvesters, from use on specific or all water bodies within the basin;

(d) prohibit or restrict certain types of dead and live bait; and

(e) close waters where invasive mussels have been detected until a containment strategy can be implemented."

Renumber: subsequent sections

11. Page 8.

Following: line 5

Insert: "**Section 12.** Section 80-7-1014, MCA, is amended to read:

"80-7-1014. Penalty. (1) Except as provided in subsection (2), the following penalties apply:

(a) The offense of negligently violating the provisions of 80-7-1010 through 80-7-1012 and 80-7-1015 or rules adopted under 80-7-1010 through 80-7-1012 and 80-7-1015 pertaining to an invasive species management area or the statewide invasive species management area is a misdemeanor punishable by a fine not to exceed \$500 for the first offense and \$750 for subsequent offenses.

(b) The offense of purposely or knowingly violating the provisions of 80-7-1010 through 80-7-1012 and 80-7-1015 or rules adopted under 80-7-1010 through 80-7-1012 and 80-7-1015 pertaining to an invasive species management area or the statewide invasive species management area is a misdemeanor punishable by a fine not to exceed ~~\$1,000~~ \$975. In addition, the person shall forfeit the following as issued by this state:

(i) any current fishing license and the privilege to fish in this state for a period of time set by the court; and

(ii) any current sticker or decal required under this part to operate a vessel on the waters of this state.

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(c) Purposely or knowingly attempting to introduce an invasive species in Montana is a felony. Any person found guilty under this subsection (1)(c) is subject to a criminal penalty of up to 2 years in prison, a fine not to exceed ~~\$5,000~~ \$10,000, or both. A person convicted of violating this subsection (1)(c) may also be required to surrender an involved vessel and pay restitution for any cost incurred to mitigate the effect of the violation.

(d) A civil penalty not to exceed ~~\$250~~ \$2,500 may be imposed on any person who violates any other provision of 80-7-1010 through 80-7-1012 and 80-7-1015 or rules adopted under 80-7-1010 through 80-7-1012 and 80-7-1015 not enumerated in subsections (1)(a) through (1)(c).

(2) A warning without penalty may be issued to any person violating the provisions of 80-7-1010 through 80-7-1012 and 80-7-1015 or rules adopted under 80-7-1010 through 80-7-1012 and 80-7-1015 if it is determined that a warning best serves the public interest.

(3) Civil penalties collected under this section must be deposited in the general fund.""

Renumber: subsequent sections

12. Page 9.

Following: line 22

Insert: "(2) [Section 3] is intended to be codified as an integral part of Title 7, chapter 22, and the provisions of Title 7, chapter 22, apply to [section 3]."

Renumber: subsequent subsections

13. Page 9, line 23.

Strike: "3"

Insert: "4"

14. Page 9, line 24.

Strike: "3"

Insert: "4"

15. Page 9, line 25.

Strike: "[Section 4] is"

Insert: "[Sections 5 through 7] are"

16. Page 9, line 26.

Strike: "[section 4]"

Insert: "[sections 5 through 7]"

17. Page 9, line 30.

Strike: "[Section 10]"

Insert: "[Section 14]"

18. Page 9.

Following: line 30

Insert: "NEW SECTION. **Section 18. Termination.** [Section 7] terminates June 30, 2019."

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Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: Bennett, Court, Keane, Lynch, McCarthy, Trebas.
Total 6

Excused: None.
Total 0

Absent or not voting: Harris.
Total 1

HB 622 - Representative Cuffe moved **HB 622** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Mortensen.
Total 1

Representative C. Knudsen expressed a conflict of interest and abstained from voting.

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HB 631 - Representative Olsen moved **HB 631**, second reading copy, be amended as follows:

1. Page 1, line 24.

Strike: "unit of the Montana university system"

Insert: "postsecondary institution as defined in 20-26-603,"

Amendment adopted as follows:

Yeas: Abbott, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 78

Nays: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Galloway, Galt, Glimm, Gunderson, Manzella, O'Hara, Redfield, Rosendale, Tschida, Usher, Webb, Zolnikov.

Total 19

Excused: None.

Total 0

Absent or not voting: Cuffe, Harris, Noland.

Total 3

HB 631 - Representative Z. Brown moved **HB 631** do pass as amended. Motion carried as follows:

Yeas: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Webb, Webber, Welch, Windy Boy, Woods.

Total 64

Nays: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Ehli, Essmann, Galloway, Glimm, Gunderson, A Hertz, G Hertz, Jones, Knokey, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, Regier, Rosendale, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, White, Zolnikov, Mr. Speaker.

Total 35

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Excused: None.

Total 0

Absent or not voting: Harris.

Total 1

HB 637 - Representative Knokey moved **HB 637** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 91

Nays: Burnett, Cook, Essmann, C Knudsen, Manzella, Smith, Vinton, Zolnikov.

Total 8

Excused: None.

Total 0

Absent or not voting: Harris.

Total 1

HB 638 - Representative Knokey moved **HB 638** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 85

Nays: Berglee, Brodehl, B. Brown, Burnett, Galloway, Glimm, Gunderson, C Knudsen, Lenz, Manzella, Noland, O'Hara, Skees, Staffanson, Tschida.

Total 15

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HB 639 - Representative Cook moved **HB 639** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Manzella.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 642 - Representative Tschida moved **HB 642** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Kipp III, Peppers, Smith, Stewart-Per.

Total 4

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Excused: None.

Total 0

Absent or not voting: Bishop.

Total 1

HB 649 - Representative Ricci moved **HB 649** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 650 - Representative Hamlett moved **HB 650**, second reading copy, be amended as follows:

1. Title, page 1, line 8.

Strike: "REPEALING THE BOOT CAMP INCARCERATION PROGRAM;"

2. Title, page 1, line 12.

Strike: "46-18-201, 53-1-202,"

3. Title, page 1, line 13 through line 14.

Strike: "REPEALING" on line 13 through "MCA;" on line 14

4. Page 4, line 13 through page 8, line 3.

Strike: section 7 through section 8 in their entirety

Renumber: subsequent sections

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5. Page 12, line 23 through line 27.

Strike: section 14 in its entirety

Renumber: subsequent sections

Amendment **not** adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hamlett, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Usher, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 46

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Vinton, Wagoner, Webb, White, Mr. Speaker.

Total 52

Excused: None.

Total 0

Absent or not voting: Ehli, Harris.

Total 2

HB 650 - Representative Brodehl moved **HB 650** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, Hayman, A Hertz, Holmlund, Hopkins, Jones, Keane, Kelker, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Woods, Mr. Speaker.

Total 73

Nays: Abbott, Bachmeier, Bennett, Court, Curtis, Dunwell, Fleming, Galloway, Galt, Hamilton, Hamlett, G Hertz, Hill-Smith, Jacobson, Karjala, Kipp III, C Knudsen, McKamey, Olsen, Peppers, Price, Schreiner, Smith, Swanson, Webber, Windy Boy, Zolnikov.

Total 27

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 651 - Representative M. Regier moved **HB 651** do pass. Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 47

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Welch, Windy Boy, Woods.

Total 53

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Glimm moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Hamlett, G Hertz, Schreiner.

Total 3

Excused: None.

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Total 0

Absent or not voting: White.

Total 1

MOTIONS

Representative B. Smith moved to reconsider action on **HB 602** and that **HB 602** be placed on second reading on the 66th legislative day.

Motion **passed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galt, Garner, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Usher, Webber, White, Windy Boy, Woods, Zolnikov.

Total 54

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Glimm, Greef, Grubbs, Gunderson, A Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, Noland, O'Hara, Redfield, Regier, Ricci, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Vinton, Wagoner, Webb, Welch, Mr. Speaker.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Funk moved that **HB 13** be taken from the Appropriations Committee and be placed on second reading on the 66th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 44

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Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Zolnikov, Mr. Speaker.

Total 55

Excused: None.

Total 0

Absent or not voting: White.

Total 1

Representative Karjala moved that **HB 628** be taken from the Business and Labor Committee and be placed on second reading on the 66th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Zolnikov, Mr. Speaker.

Total 57

Excused: None.

Total 0

Absent or not voting: White.

Total 1

Representative McConnell moved that **HB 593** be taken from the Natural Resources Committee and be placed on second reading on the 66th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis,

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Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 38

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Zolnikov, Mr. Speaker.

Total 60

Excused: None.

Total 0

Absent or not voting: Court, White.

Total 2

Representative Hamlett moved that **HB 636** be taken from the Judiciary Committee and be placed on second reading on the 66th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Zolnikov, Mr. Speaker.

Total 58

Excused: None.

Total 0

Absent or not voting: White.

Total 1

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Representative Tschida moved to reconsider action on **HB 568** and that **HB 568** be placed on second reading on the 66th legislative day.

Motion **failed** as follows:

Yeas: Beard, Berglee, B. Brown, Cuffe, Doane, Fitzgerald, Galt, Glimm, Greef, Gunderson, Harris, G Hertz, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 35

Nays: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Garner, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webber, Welch, Windy Boy, Woods.

Total 64

Excused: None.

Total 0

Absent or not voting: Flynn.

Total 1

Representative Hamlett moved that **HB 580** be taken from the Judiciary Committee and be placed on second reading on the 66th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lavin, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Windy Boy, Zolnikov, Mr. Speaker.

Total 58

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Excused: None.

Total 0

Absent or not voting: White.

Total 1

Representative Skees moved to reconsider action on **HB 473** and that **HB 473** be placed on second reading on the 66th legislative day.

Mr. Speaker ruled the motion out of order.

Representative Skees withdrew his motion.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Thursday, March 30, 2017.
Motion carried.

House adjourned at 7:28 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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65TH LEGISLATURE
SIXTY-SIXTH LEGISLATIVE DAY**

Helena, Montana
March 30, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Lenz . Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (Ricci, Chair):

3/30/2017

Correctly printed: **HB 4, HB 5, HB 6, HB 7, HB 8, HB 9, HB 11, HB 136, HB 239, HB 572, HB 597, HB 602, HB 604, HB 611, HB 633, HB 637, HB 638, HB 639, HB 642, HB 649, HB 650, HB 653.**

Correctly engrossed: **HB 576, HB 617, HB 622, HB 631, HB 645, HB 648, HB 655, HB 660, SB 55, SB 73, SB 158, SB 285.**

Transmitted to the Senate: **HB 4, HB 5, HB 6, HB 7, HB 9, HB 11, HB 46, HB 107, HB 118, HB 136, HB 473, HB 511, HB 550, HB 572, HB 589, HB 597, HB 605, HB 612, HB 623, HB 637, HB 638, HB 639, HB 642, HB 649, HB 650.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair):
SB 55, be amended as follows:

3/28/2017

1. Page 3.

Strike: line 15

Insert: "not more than \$1,000	\$10
\$1,001 to \$5,000	\$30 to \$40"

2. Page 3, line 16.

Strike: "\$135 to \$185"

Insert: "\$145 to \$200"

3. Page 3, line 17.

Strike: "\$200 to \$250"

Insert: "\$225 to \$275"

4. Page 3, line 18.

Strike: "\$300 to \$350"

Insert: "\$340 to \$390"

5. Page 3, line 20.

Strike: "\$400 to \$450"

Insert: "\$450 to \$500"

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6. Page 3, line 24.

Strike: "LICENSEE"

Insert: "license"

7. Page 4, line 21 through line 26.

Strike: subsection (3) in its entirety

8. Page 5, line 5.

Strike: "(1)"

9. Page 5, line 11 through line 15.

Strike: subsection (2) in its entirety

And, as amended, be concurred in. Report adopted.

SB 73, be amended as follows:

1. Title, page 1, line 6.

Following: "REVENUE ACCOUNT;"

Insert: "PROVIDING A STATUTORY APPROPRIATION FOR THE LIVESTOCK LOSS
REDUCTION RESTRICTED ACCOUNT;"

2. Title, page 1, line 8.

Following: "2-15-3114"

Insert: ", "

Strike: "AND"

Following: "15-24-925,"

Insert: "17-7-502, AND 81-1-113,"

3. Page 2.

Following: line 1

Insert: "**Section 3.** Section 17-7-502, MCA, is amended to read:

"17-7-502. Statutory appropriations -- definition -- requisites for validity. (1) A statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.

(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:

(a) The law containing the statutory authority must be listed in subsection (3).

(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.

(3) The following laws are the only laws containing statutory appropriations: 2-17-105; 5-11-120; 5-11-407; 5-13-403; 7-4-2502; 10-1-108; 10-1-1202; 10-1-1303; 10-2-603; 10-3-203; 10-3-310; 10-3-312; 10-3-314; 10-4-301; 15-1-121; 15-1-218; 15-35-108; 15-36-332; 15-37-117; 15-39-110; 15-65-121; 15-70-101; 15-70-433; 15-70-601; 16-11-509; 17-3-106; 17-3-112; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 17-7-215; 18-11-112; 19-3-319; 19-6-404; 19-6-410;

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19-9-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 19-20-607; 19-21-203; 20-8-107; 20-9-517; 20-9-520; 20-9-534; 20-9-622; 20-9-905; 20-26-617; 20-26-1503; 22-1-327; 22-3-116; 22-3-117; 22-3-1004; 23-4-105; 23-5-306; 23-5-409; 23-5-612; 23-7-301; 23-7-402; 30-10-1004; 37-43-204; 37-50-209; 37-51-501; 39-71-503; 41-5-2011; 42-2-105; 44-4-1101; 44-12-213; 44-13-102; 50-1-115; 53-1-109; 53-6-1304; 53-9-113; 53-24-108; 53-24-206; 60-11-115; 61-3-415; 69-3-870; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 76-13-150; 76-13-416; 77-1-108; 77-2-362; 80-2-222; 80-4-416; 80-11-518; 81-1-112; 81-1-113; 81-7-106; 81-10-103; 82-11-161; 85-20-1504; 85-20-1505; [85-25-102]; 87-1-603; 90-1-115; 90-1-205; 90-1-504; 90-3-1003; 90-6-331; and 90-9-306.

(4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates contingently when the amortization period for the teachers' retirement system's unfunded liability is 10 years or less; pursuant to sec. 10, Ch. 10, Sp. L. May 2000, secs. 3 and 6, Ch. 481, L. 2003, and sec. 2, Ch. 459, L. 2009, the inclusion of 15-35-108 terminates June 30, 2019; pursuant to sec. 73, Ch. 44, L. 2007, the inclusion of 19-6-410 terminates contingently upon the death of the last recipient eligible under 19-6-709(2) for the supplemental benefit provided by 19-6-709; pursuant to sec. 5, Ch. 442, L. 2009, the inclusion of 90-6-331 terminates June 30, 2019; pursuant to sec. 16, Ch. 58, L. 2011, the inclusion of 30-10-1004 terminates June 30, 2017; pursuant to sec. 6, Ch. 61, L. 2011, the inclusion of 76-13-416 terminates June 30, 2019; pursuant to sec. 13, Ch. 339, L. 2011, the inclusion of 81-1-112 and 81-7-106 terminates June 30, 2017; pursuant to sec. 11(2), Ch. 17, L. 2013, the inclusion of 17-3-112 terminates on occurrence of contingency; pursuant to sec. 5, Ch. 244, L. 2013, the inclusion of 22-1-327 terminates July 1, 2017; pursuant to sec. 27, Ch. 285, L. 2015, and sec. 1, Ch. 292, L. 2015, the inclusion of 53-9-113 terminates June 30, 2021; pursuant to sec. 6, Ch. 291, L. 2015, the inclusion of 50-1-115 terminates June 30, 2021; pursuant to sec. 28, Ch. 368, L. 2015, the inclusion of 53-6-1304 terminates June 30, 2019; pursuant to sec. 5, Ch. 383, L. 2015, the inclusion of 85-25-102 is effective on occurrence of contingency; pursuant to sec. 5, Ch. 422, L. 2015, the inclusion of 17-7-215 terminates June 30, 2021; pursuant to sec. 6, Ch. 423, L. 2015, the inclusion of 22-3-116 and 22-3-117 terminates June 30, 2025; pursuant to sec. 10, Ch. 427, L. 2015, the inclusion of 37-50-209 terminates September 30, 2019; and pursuant to sec. 33, Ch. 457, L. 2015, the inclusion of 20-9-905 terminates December 31, 2023.)"

Insert: "Section 4. Section 81-1-113, MCA, is amended to read:

"81-1-113. (Temporary) Livestock loss reduction restricted account. (1) There is an account in the state special revenue fund established by 17-2-102 to be known as the livestock loss reduction restricted special revenue account. The account is administered by the department.

(2) Except as provided in subsection (5) (6), the money transferred to the account is restricted to the purposes of reducing predation on livestock by wolves and grizzly bears and reducing expenses incurred by livestock owners, including but not limited to veterinary bills, caused by wolves and grizzly bears.

(3) Money received by the state in the form of gifts, grants, reimbursements, or allocations

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from any source intended to be used for either or both of the purposes of subsection (2) must be deposited in the account provided for in subsection (1).

(4) Money in the account is statutorily appropriated, as provided in 17-7-502, to the department for carrying out the purposes of this section.

~~(4)~~(5) Except as provided in subsection ~~(5)~~ (6), to reduce predation of livestock, the livestock loss board:

(a) shall use at least half of the money transferred into the account pursuant to subsection (2) on nonlethal, preventative measures; and

(b) may use half of the money transferred into the account pursuant to subsection (2) to contract with the United States department of agriculture wildlife services.

~~(5)~~(6) Up to 10% of the money in the account may be used for administrative expenses. (Terminates June 30, 2021--sec. 8, Ch. 349, L. 2015 2023.)"

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

SB 285, be amended as follows:

1. Title, page 1, line 6.

Following: "ACCOUNT;"

Insert: "PROVIDING A STATUTORY APPROPRIATION AND AN APPROPRIATION;"

2. Title, page 1, line 7.

Following: "AUTHORITY;"

Insert: "AMENDING SECTION 17-7-502, MCA;"

3. Page 3, line 8.

Following: "committee"

Insert: " -- administrative costs"

Following: "."

Insert: "(1)"

4. Page 3, line 9.

Strike: "(1)"

Insert: "(a)"

Renumber: subsequent subsections

5. Page 4, line 2.

Insert: "(2) Funds used by the department for administering the program, including but not limited to personal service costs, operating costs, office and office equipment costs, and other administrative costs attributable to the program, may not exceed 8% of the total amount of grants and contracts awarded from the pulse crop account provided for in [section 7] in the previous fiscal year."

6. Page 5.

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Following: line 1

Insert: "(4) Money in the account is statutorily appropriated, as provided in 17-7-502, to the department of agriculture for use by the Montana pulse crop committee for the purposes of [sections 2 through 9]. Expenditures for administrative costs allowed under [section 4(2)] must be made from temporary appropriations, as described in 17-7-501(1) or (2), made for that purpose."

Renumber: subsequent subsection

7. Page 5, line 15.

Insert: "**Section 10.** Section 17-7-502, MCA, is amended to read:

"17-7-502. Statutory appropriations -- definition -- requisites for validity. (1) A statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.

(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:

(a) The law containing the statutory authority must be listed in subsection (3).

(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.

(3) The following laws are the only laws containing statutory appropriations: 2-17-105; 5-11-120; 5-11-407; 5-13-403; 7-4-2502; 10-1-108; 10-1-1202; 10-1-1303; 10-2-603; 10-3-203; 10-3-310; 10-3-312; 10-3-314; 10-4-301; 15-1-121; 15-1-218; 15-35-108; 15-36-332; 15-37-117; 15-39-110; 15-65-121; 15-70-101; 15-70-433; 15-70-601; 16-11-509; 17-3-106; 17-3-112; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 17-7-215; 18-11-112; 19-3-319; 19-6-404; 19-6-410; 19-9-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 19-20-607; 19-21-203; 20-8-107; 20-9-517; 20-9-520; 20-9-534; 20-9-622; 20-9-905; 20-26-617; 20-26-1503; 22-1-327; 22-3-116; 22-3-117; 22-3-1004; 23-4-105; 23-5-306; 23-5-409; 23-5-612; 23-7-301; 23-7-402; 30-10-1004; 37-43-204; 37-50-209; 37-51-501; 39-71-503; 41-5-2011; 42-2-105; 44-4-1101; 44-12-213; 44-13-102; 50-1-115; 53-1-109; 53-6-1304; 53-9-113; 53-24-108; 53-24-206; 60-11-115; 61-3-415; 69-3-870; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 76-13-150; 76-13-416; 77-1-108; 77-2-362; 80-2-222; 80-4-416; 80-11-518; [section 7]; 81-1-112; 81-7-106; 81-10-103; 82-11-161; 85-20-1504; 85-20-1505; [85-25-102]; 87-1-603; 90-1-115; 90-1-205; 90-1-504; 90-3-1003; 90-6-331; and 90-9-306.

(4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates contingently when the amortization period for the teachers' retirement system's unfunded liability is 10 years or less; pursuant to sec. 10, Ch. 10, Sp. L. May 2000, secs. 3 and 6, Ch. 481, L. 2003, and sec. 2, Ch. 459, L. 2009, the inclusion of 15-35-108 terminates June 30, 2019; pursuant to sec. 73, Ch. 44, L. 2007, the inclusion of 19-6-410 terminates contingently upon the death of the last recipient eligible under 19-6-709(2) for the supplemental benefit provided by 19-6-709; pursuant to sec. 5, Ch. 442, L. 2009, the inclusion of 90-6-331 terminates June 30, 2019; pursuant to sec. 16, Ch. 58, L. 2011, the inclusion of 30-10-1004 terminates June 30, 2017;

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pursuant to sec. 6, Ch. 61, L. 2011, the inclusion of 76-13-416 terminates June 30, 2019; pursuant to sec. 13, Ch. 339, L. 2011, the inclusion of 81-1-112 and 81-7-106 terminates June 30, 2017; pursuant to sec. 11(2), Ch. 17, L. 2013, the inclusion of 17-3-112 terminates on occurrence of contingency; pursuant to sec. 5, Ch. 244, L. 2013, the inclusion of 22-1-327 terminates July 1, 2017; pursuant to sec. 27, Ch. 285, L. 2015, and sec. 1, Ch. 292, L. 2015, the inclusion of 53-9-113 terminates June 30, 2021; pursuant to sec. 6, Ch. 291, L. 2015, the inclusion of 50-1-115 terminates June 30, 2021; pursuant to sec. 28, Ch. 368, L. 2015, the inclusion of 53-6-1304 terminates June 30, 2019; pursuant to sec. 5, Ch. 383, L. 2015, the inclusion of 85-25-102 is effective on occurrence of contingency; pursuant to sec. 5, Ch. 422, L. 2015, the inclusion of 17-7-215 terminates June 30, 2021; pursuant to sec. 6, Ch. 423, L. 2015, the inclusion of 22-3-116 and 22-3-117 terminates June 30, 2025; pursuant to sec. 10, Ch. 427, L. 2015, the inclusion of 37-50-209 terminates September 30, 2019; and pursuant to sec. 33, Ch. 457, L. 2015, the inclusion of 20-9-905 terminates December 31, 2023.)"

Insert: "NEW SECTION. **Section 11. Appropriation.** (1) There is appropriated from the special revenue account provided for in [section 7] to the department of agriculture \$140,500 in each year of the biennium beginning July 1, 2017, to pay for administrative costs associated with the activities of the Montana pulse crop committee as provided in [section 4(2)].

(2) The legislature intends that the appropriation in this section be considered a part of the ongoing base for the next legislative session."

Renumber: subsequent sections

8. Page 5, line 23.

Insert: "(4) The department shall transfer on July 1, 2017, money collected through the pulse crop commodity assessment provided for in ARM 4.6.403, as well as money earned on the assessment or any gifts, grants, or other funds raised for pulse crop promotion and marketing, to the pulse crop account in the state special revenue fund provided for in [section 7]."

And, as amended, be concurred in. Report adopted.

APPROPRIATIONS (Ballance, Chair):	3/29/2017
HB 591 , do pass. Report adopted.	
HB 604 , do pass. Report adopted.	

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair):	3/29/2017
SB 11 , be concurred in. Report adopted.	

STATE ADMINISTRATION (Mandeville, Chair):	3/30/2017
SB 43 , be concurred in. Report adopted.	
SB 158 , be amended as follows:	

1. Page 2, line 2.

Strike: "for people who yet suffer from tyranny and oppression"

And, as amended, be concurred in. Report adopted.

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TAXATION (Essmann, Chair):

3/29/2017

HB 655, introduced bill, be amended as follows:

1. Title, page 1, line 4.

Strike: "AFFIRMATIVE ACTION AND"

2. Title, page 1, line 6 through line 7.

Strike: "UNDER" on line 6 through "ACTION" on line 7

3. Title, page 1, line 7.

Strike: "AMENDING" through "MCA;"

4. Page 1, line 10 through page 1, line 19.

Strike: "WHEREAS," on line 10 through "criteria." on line 19

5. Page 1, line 23 through page 2, line 3.

Strike: section 1 in its entirety

Renumber: subsequent sections

6. Page 2, line 7.

Strike: "[section 3(2)]"

Insert: "[section 2(2)]"

Strike: "[section 3]"

Insert: "[section 2]"

7. Page 2, line 28.

Strike: "[section 2]"

Insert: "[section 1]"

8. Page 2, line 30 through page 4, line 6.

Strike: section 4 in its entirety

Renumber: subsequent sections

9. Page 4, line 12 through line 13.

Strike: subsection (1) in its entirety

Renumber: subsequent subsections

10. Page 4, line 14.

Strike: "[Section 2]"

Insert: "[Section 1]"

11. Page 4, line 15.

Strike: "[section 2]"

Insert: "[section 1]"

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12. Page 4, line 16.

Strike: "[Section 3]"

Insert: "[Section 2]"

13. Page 4, line 17.

Strike: "[section 3]"

Insert: "[section 2]"

And, as amended, do pass. Report adopted.

MESSAGES FROM THE SENATE

SB 236, introduced by Fielder, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, passed the Senate and was transmitted to the House with the following vote:

3/28/2017

Yeas - 30

Nays - 20

FIRST READING AND COMMITMENT OF BILLS

The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 29, introduced by K. Kelker, referred to Judiciary.

HJR 30, introduced by D. Mortensen, D. Bartel, B. Beard, B. Bennett, B. Brown, Z. Brown, E. Buttrey, G. Custer, W. Galt, B. Hamlett, B. Harris, G. Hertz, S. Hinebauch, K. Holmlund, J. O'Hara, A. Redfield, T. Richmond, W. Sales, S. Staffanson, N. Swandal, B. Usher, P. Webb, R. Webb, D. Zolnikov, referred to Agriculture.

The following Senate bill was read first time, and referred to committee:

SB 236, introduced by J. Fielder, referred to Judiciary.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Wagoner in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

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HB 133 - Representative McConnell moved **HB 133** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Ballance, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Hopkins, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 78

Nays: Bachmeier, Bartel, Beard, Cuffe, Ehli, Galt, Gunderson, Harris, G Hertz, Holmlund, Jacobson, Lavin, Mandeville, Manzella, Noland, O'Hara, Redfield, Regier, Rosendale, Tschida, Usher, White.
Total 22

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 595 - Representative Skees moved **HB 595** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.
Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods, Zolnikov.
Total 41

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 599 - Representative Skees moved **HB 599** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 600 - Representative Garner moved **HB 600** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Ballance, Berglee, Bishop, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Manzella, McCarthy, McConnell, McKamey, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Shaw, Smith, Swanson, Trebas, Vinton, Wagoner, Webb, Welch.

Total 60

Nays: Bachmeier, Bartel, Beard, Bennett, Brodehl, B. Brown, Z. Brown, Burnett, Curtis, Dunwell, Flynn, Galloway, Galt, Glimm, A Hertz, G Hertz, Hopkins, C Knudsen, Lenz, Lynch, Mandeville, Morigeau, Mortensen, Noland, Olsen, Redfield, Regier, Rosendale, Schreiner, Skees, Staffanson, Stewart-Per, Tschida, Usher, Webber, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 602 - Representative B. Smith moved **HB 602** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galt, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 53

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Glimm, Greef, Gunderson, A Hertz, G Hertz, Holmlund, Jones, C Knudsen, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 47

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 614 - Representative Cook moved **HB 614** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Cuffe, Curdy, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 82

Nays: Abbott, Bennett, Burnett, Court, Curtis, Dunwell, Eck, Fleming, Funk, Gunderson, Hamilton, Karjala, Mandeville, Olsen, Regier, Rosendale, Webber.
Total 17

Excused: None.
Total 0

Absent or not voting: Woods.
Total 1

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HB 617 - Representative Olsen moved **HB 617** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, McCarthy, McConnell, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods.

Total 70

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Doane, Essmann, Flynn, Galloway, Glimm, Gunderson, Hamilton, Jones, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Redfield, Regier, Skees, Staffanson, Tschida, Wagoner, White, Zolnikov, Mr. Speaker.

Total 29

Excused: None.

Total 0

Absent or not voting: Z. Brown.

Total 1

HB 618 - Representative Ballance moved **HB 618** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Zolnikov, Mr. Speaker.

Total 86

Nays: Burnett, Eck, Galloway, Galt, Harris, Jacobson, Karjala, Lynch, Mandeville, Morigeau, Perry, Wagoner, White, Woods.

Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 626 - Representative Mandeville moved **HB 626**, second reading copy, be amended as follows:

1. Page 1, line 19.

Strike: "years"

Insert: "or more years in any 20-year period"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Perry, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 68

Nays: Ballance, Bartel, Beard, Burnett, Cuffe, Doane, Flynn, Galloway, Glimm, Hamlett, Harris, Hayman, Jacobson, Karjala, Keane, Kipp III, Manzella, Noland, O'Hara, Patelis, Peppers, Pierson, Redfield, Regier, Rosendale, Staffanson, Stewart-Per, Tschida, Vinton, Windy Boy, Woods.

Total 31

Excused: None.

Total 0

Absent or not voting: Fleming.

Total 1

HB 626 - Representative Shaw moved **HB 626** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Patelis, Perry, Pierson, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Usher, Wagoner, Webb, Welch, White, Woods, Mr. Speaker.

Total 72

Nays: Bartel, Brodehl, B. Brown, Burnett, Ehli, Galloway, Galt, Glimm, Harris, Hayman, A Hertz, G Hertz, Jones, Knokey, McKamey, Noland, Peppers, Price, Redfield, Regier, Rosendale, Stewart-Per, Tschida, Vinton, Webber, Windy Boy, Zolnikov.

Total 27

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Excused: None.

Total 0

Absent or not voting: Olsen.

Total 1

HB 627 - Representative Cook moved **HB 627** do pass. Motion **failed** as follows:

Yeas: Z. Brown, Cook, Curdy, Custer, Dudik, Eck, Essmann, Fern, Fitzgerald, Garner, Grubbs, Hamilton, Hamlett, Hopkins, Keane, Kelker, Kipp III, Lavin, Loge, McCarthy, McConnell, McKamey, Morigeau, Pierson, Price, Ryan, Sales, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 36

Nays: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Court, Cuffe, Curtis, Doane, Dunwell, Ehli, Ellis, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Gunderson, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Knokey, C Knudsen, Lenz, Lynch, Mandeville, Manzella, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Redfield, Regier, Ricci, Rosendale, Schreiner, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 64

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 633 - Representative Essmann moved **HB 633** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 63

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Woods.

Total 37

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Wagoner moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 92

Nays: Bennett, Curtis, Peppers, Wagoner, Webber, Windy Boy, Woods.

Total 7

Excused: None.

Total 0

Absent or not voting: McCarthy.

Total 1

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Wagoner in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 644 - Representative Curdy moved **HB 644**, second reading copy, be amended as follows:

1. Page 1, line 13.

Following: "Obstruction of"

Insert: "aerial"

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2. Page 1, line 14.

Following: "lawful"

Insert: "aerial"

3. Page 1, line 17.

Following: "with"

Strike: "the"

Insert: "an aerial"

4. Page 1, line 18.

Following: "effort."

Insert: "The penalty may not exceed the actual flight costs of the aerial wildfire suppression response effort that was obstructed, impeded, prevented, or interfered with."

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Harris, C Knudsen, Manzella, Rosendale.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 644 - Representative Curdy moved **HB 644** do pass as amended. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson,

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Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webber, Welch, White, Windy Boy, Woods.

Total 69

Nays: Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Flynn, Galloway, Glimm, Harris, A Hertz, G Hertz, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Noland, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Wagoner, Webb, Zolnikov, Mr. Speaker.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 647 - Representative D. Jones moved **HB 647** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 97

Nays: Doane, Galt, Zolnikov.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 648 - Representative Glimm moved **HB 648** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G

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Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 652 - Representative Cook moved **HB 652** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Funk, Karjala, Keane, C Knudsen, Olsen, Schreiner.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 653 - Representative M. Regier moved **HB 653** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield,

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Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 42

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Wagoner moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Bennett, Olsen, Wagoner.
Total 3

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 4 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: White.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 5 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: White.

Total 1

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 6 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: White.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 7 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: White.

Total 1

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 8 failed as follows:

Yeas: Anderson, Ballance, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, Patelis, Redfield, Ricci, Rosendale, Sales, Shaw, Smith, Staffanson, Stewart-Per, Usher, Vinton, Welch, Windy Boy, Zolnikov, Mr. Speaker.

Total 51

Nays: Abbott, Bachmeier, Bartel, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Regier, Ryan, Schreiner, Skees, Swanson, Trebas, Tschida, Wagoner, Webb, Webber, White, Woods.

Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 9 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 76

Nays: Bartel, Brodehl, B. Brown, Burnett, Doane, Essmann, Fitzgerald, Flynn, Galt, Glimm, Harris, C Knudsen, Lynch, Manzella, Mortensen, Noland, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, White.

Total 24

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 11 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 136 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 55

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 45

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 572 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 90

Nays: Burnett, Court, Essmann, Galt, Harris, G Hertz, Kipp III, Peppers, Rosendale, Zolnikov.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 578 failed as follows:

Yeas: Ballance, Bartel, Bennett, Berglee, B. Brown, Z. Brown, Cook, Cuffe, Curtis, Doane, Ehli, Essmann, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Kipp III, C Knudsen, Lavin, Loge, Mandeville, Manzella, Morigeau, Mortensen, O'Hara, Patelis, Peppers, Pierson, Redfield, Regier, Rosendale, Shaw, Skees, Smith, Stewart-Per, Tschida, Vinton, Wagoner, Webber, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 50

Nays: Abbott, Anderson, Bachmeier, Beard, Bishop, Brodehl, Burnett, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Grubbs, Hamlett, Harris, Hayman, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lenz, Lynch, McCarthy, McConnell, McKamey, Noland, Olsen, Perry, Price, Ricci, Ryan, Sales, Schreiner, Staffanson, Swanson, Trebas, Usher, Webb, Welch, Woods.

Total 50

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 597 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Harris, C Knudsen, McKamey, Smith.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 605 passed as follows:

Yeas: Abbott, Bachmeier, Beard, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 82

Nays: Anderson, Ballance, Bartel, Berglee, Brodehl, Burnett, Galloway, Glimm, Harris, Jones, Manzella, Regier, Rosendale, Skees, Smith, Usher, Vinton, Zolnikov.

Total 18

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 623 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Brodehl, Olsen.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 637 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 91

Nays: B. Brown, Burnett, Cook, Court, Essmann, C Knudsen, Manzella, Vinton, Zolnikov.

Total 9

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 638 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 86

Nays: Beard, Brodehl, B. Brown, Burnett, Galloway, Glimm, Gunderson, C Knudsen, Manzella, Noland, O'Hara, Skees, Staffanson, Tschida.

Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 639 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 642 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Welch.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 649 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 650 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Essmann, Fern, Fitzgerald, Flynn, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, Hayman, A Hertz, Holmlund, Hopkins, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 80

Nays: Abbott, Bennett, Court, Curtis, Doane, Ellis, Fleming, Funk, Galloway, Galt, Hamlett, G Hertz, Hill-Smith, Jacobson, Olsen, Pierson, Schreiner, Swanson, Webber, Zolnikov.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Lavin moved to change his vote on **HB 133** from Yes to No. Without objection, so ordered.

Representative Galt moved to reconsider action on **HB 578** and that **HB 578** be placed on second reading on the 67th legislative day.

Motion **failed** as follows:

Yeas: Ballance, Bartel, Bennett, Berglee, B. Brown, Z. Brown, Cook, Cuffe, Curtis, Doane, Ehli, Essmann, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Kipp III, C Knudsen, Lavin, Loge, Mandeville, Manzella, Morigeau, Mortensen, O'Hara, Patelis, Peppers, Pierson, Redfield, Regier, Rosendale, Shaw, Skees, Smith, Stewart-Per, Tschida, Vinton, Wagoner, Webber, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 50

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Nays: Abbott, Anderson, Bachmeier, Beard, Bishop, Brodehl, Burnett, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Grubbs, Hamlett, Harris, Hayman, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lenz, Lynch, McCarthy, McConnell, McKamey, Noland, Olsen, Perry, Price, Ricci, Ryan, Sales, Schreiner, Staffanson, Swanson, Trebas, Usher, Webb, Welch, Woods.

Total 50

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Keane moved to reconsider action on **HB 8** and that **HB 8** be placed on second reading on the 68th legislative day.

Motion **failed** as follows:

Yeas: Anderson, Bartel, Beard, Brodehl, B. Brown, Court, Cuffe, Custer, Doane, Essmann, Fitzgerald, Fleming, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, McKamey, Patelis, Redfield, Regier, Ricci, Sales, Shaw, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Webb, Welch, Windy Boy, Zolnikov, Mr. Speaker.

Total 50

Nays: Abbott, Bachmeier, Ballance, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Funk, Galloway, Hamilton, Harris, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lenz, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Schreiner, Skees, Swanson, Vinton, Wagoner, Webber, White, Woods.

Total 50

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Anderson moved to change his vote on **HB 13** from No to Yes. Without objection, so ordered.

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Friday, March 31, 2017.
Motion carried.

House adjourned at 4:50 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SIXTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana
March 31, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Hopkins.
Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

COMMUNICATIONS AND PETITIONS

Mr. Speaker:

We, your committee on Legislative Administration, having examined the daily journals for the twenty-first, twenty-second, twenty-third, twenty-fourth, and twenty-fifth legislative days, find the same to be correct.

Representative Ricci, Chair

BILLS (Ricci, Chair):

3/31/2017

Correctly printed: **HB 133, HB 591, HB 595, HB 599, HB 600, HB 602, HB 604, HB 614, HB 617, HB 618, HB 633, HB 647, HB 648, HB 652, HB 653, HJR 29, HJR 30, SB 11, SB 43.**

Correctly engrossed: **HB 644, HB 626, HJR 25, SB 29, SB 99, SB 111, SB 268, SB 306, SB 325, SJR 13.**

Correctly enrolled: **HB 240, HB 306, HB 311, HB 374, HB 494.**

Examined by the sponsor and found to be correct: **HB 240, HB 306, HB 311, HB 374, HB 494.**

Transmitted to the Senate: **HB 133, HB 576, HB 591, HB 595, HB 599, HB 600, HB 602, HB 604, HB 614, HB 617, HB 618, HB 622, HB 626, HB 631, HB 633, HB 644, HB 647, HB 648, HB 652, HB 653, HB 660.**

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair):

3/31/2017

SB 116, be concurred in. Report adopted.

SB 254, be concurred in. Report adopted.

SB 325, be amended as follows:

1. Page 1, line 11.

Following: "employer"

Insert: "who acts reasonably and complies in good faith with this section"

And, as amended, be concurred in. Report adopted.

SJR 13, be amended as follows:

1. Page 2.

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Following: line 20

Insert: "BE IT FURTHER RESOLVED, that the Secretary of State be directed to send copies of this resolution to the Speaker of the United States House of Representatives, the majority leader of the United States Senate, the minority leader of the United States Senate, the minority leader of the United States House of Representatives, all three members of Montana's Congressional Delegation, the presiding officer of the Senate Health, Education, Labor, and Pension Committee, the presiding officer of the Senate Commerce, Science, and Transportation Committee, the presiding officer of the House Ways and Means Committee, the presiding officer of the House Transportation and Infrastructure Committee, the United States Secretary of Transportation, and the director of the Federal Aviation Administration."

And, as amended, be concurred in. Report adopted.

FISH, WILDLIFE AND PARKS (Flynn, Chair):
SB 111, be amended as follows:

3/30/2017

1. Title, page 1, line 5.

Strike: "PROVIDING AN EXEMPTION;"

2. Page 1, line 10.

Strike: "-- EXEMPTION"

3. Page 1, line 10 through line 11.

Strike: "EXCEPT" on line 10 through "A" on line 11

Insert: "A"

4. Page 1, line 20 through line 22.

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

And, as amended, be concurred in. Report adopted.

SB 213, be concurred in. Report adopted.

JUDICIARY (Doane, Chair):

3/31/2017

SB 26, be concurred in. Report adopted.

SB 29, be amended as follows:

1. Page 11, line 10.

Following: "relationship"

Insert: "by itself"

2. Page 11, line 11.

Following: "does not"

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Strike: "by itself"

And, as amended, be concurred in. Report adopted.

SB 30, be concurred in. Report adopted.

SB 99, be amended as follows:

1. Page 1, line 15.

Strike: "prohibits, restricts, or requires"

Insert: "has the primary purpose of prohibiting, restricting, or requiring"

2. Page 2, line 14.

Insert: "(4) Nothing in this section may be construed to prohibit or otherwise limit a peace officer, state employee, or employee of a political subdivision from cooperating in an action that does not have the primary purpose of enforcing a federal ban."

And, as amended, be concurred in. Report adopted.

SB 117, be concurred in. Report adopted.

SB 268, be amended as follows:

1. Title, page 1, line 5.

Strike: "STATE"

Insert: "PUBLIC"

Following: "EMPLOYEE"

Insert: "OR RETIREE"

2. Page 2, line 6.

Following: line 6

"NEW SECTION. Section 3. Compromise or settlement of claims by public employees regarding retirement service credits. A retiree from a public employer who is a party to a compromise or settlement regarding retirement service credits or benefits may waive the right of individual privacy and allow a governmental entity to release any or all records or details of the compromise or settlement, such as personnel records, that pertain to the employee personally and that would otherwise be protected by the right of individual privacy subject to the merits of public disclosure.

Insert: **"NEW SECTION. Section 4. Codification instruction.** [Section 3] is intended to be codified as an integral part of Title 19, chapter 2, part 7, and the provisions of Title 19, chapter 2, part 7, apply to [section 3]."

Renumber: subsequent sections

3. Page 2, line 11.

Strike: "2015"

Insert: "2010"

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And, as amended, be concurred in. Report adopted.

SJR 15, be concurred in. Report adopted.

LEGISLATIVE ADMINISTRATION (Ricci, Chair): 3/28/2017
SB 279, be concurred in. Report adopted.
SB 295, be concurred in. Report adopted.

LOCAL GOVERNMENT (Greef, Chair): 3/30/2017
HJR 25, introduced joint resolution, be amended as follows:

1. Page 2, line 13.

Following: "fire chiefs,"

Insert: "the Montana State Council of Professional Fire Fighters, the Montana State Firemen's Association, associations representing volunteer firefighters,"

And, as amended, be adopted. Report adopted.

SB 306, be amended as follows:

1. Page 1, line 21.

Following: "(3)"

Strike: "The"

Insert: "Except as provided in subsection (5), the"

2. Page 1, line 25.

Following: "(4)"

Insert: "Except as provided in subsection (5), the following procedure must be followed:"

3. Page 1, line 29.

Following: "respond"

Insert: ", a copy of the appraisal, and a preliminary title commitment pertaining to the affected unit"

4. Page 1, line 30.

Strike: "90"

Insert: "120"

5. Page 2, line 4.

Strike: "90"

Insert: "120"

6. Page 2, line 8.

Strike: "serving"

Insert: "servicing"

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7. Page 2, line 9.

Strike: "90"

Insert: "120"

8. Page 2, line 13.

Strike: "90"

Insert: "120"

Following: "(4)(b)"

Insert: "or, if the conversion is deferred under subsection (4)(d), prior to the expiration of the additional 60 days described in subsection (4)(d)"

9. Page 2, line 14.

Following: line 13

Insert: "(5) If the association of unit owners, the condominium owners, or the representatives of the owners obtain the written consent of each lender holding a mortgage against a unit subject to the conversion, each applicable loan servicing company, and each holder of a lien against a unit subject to the conversion, the provisions of subsections (3) and (4) do not apply. However, the consent of all lenders, loan servicing companies, and lienholders must be recorded as provided in subsection (6)(a)(vi)."

Renumber: subsequent subsections

10. Page 2, line 15.

Following: "provided by subsection (2)"

Insert: "and the provisions of subsections (3) and (4) have been fulfilled"

11. Page 2, line 25.

Following: ";

Strike: "and"

12. Page 2, line 26.

Following: "townhome or townhouse"

Insert: "; and

(vi) if applicable, an exhibit containing proof that each lender, loan servicing company, and lienholder described in subsection (5) has granted its consent to the conversion"

13. Page 2, line 30.

Strike: "(5)"

Insert: "(6)"

14. Page 3, line 4.

Strike: "1(5)(a)(v)"

Insert: "1(6)(a)(v)"

15. Page 3, line 5.

Strike: "1(5)(a)(iv)"

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Insert: "1(6)(a)(iv)"

16. Page 3, line 14.

Strike: "1(5)(a)(v)"

Insert: "1(6)(a)(v)"

17. Page 3, line 19.

Strike: "1(5)(a)(ii)"

Insert: "1(6)(a)(ii)"

18. Page 3, line 22.

Following: "(6)"

Insert: "if the conversion procedures in [section 1] are followed,"

19. Page 3, line 24.

Strike: "A"

Insert: "If the conversion procedures in [section 1] were followed, a"

20. Page 6, line 16.

Following: "construction"

Insert: "or conversion"

Following: "units"

Insert: ", townhomes, or townhouses"

21. Page 6, line 19 through line 20.

Strike: line 19 through line 20 in their entirety

And, as amended, be concurred in. Report adopted.

TAXATION (Essmann, Chair):

3/31/2017

HJR 22, be adopted. Report adopted.

SB 138, be concurred in. Report adopted.

SB 324, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/29/2017

HB 108, introduced by B. Smith

HB 289, introduced by Jacobson

HB 355, introduced by Shaw

HB 415, introduced by Morigeau

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House bills concurred in and returned to the House:

3/29/2017

HB 240, introduced by White
HB 306, introduced by Harris
HB 311, introduced by Peppers
HB 374, introduced by White
HB 494, introduced by Berglee

Senate bills passed and transmitted to the House for concurrence:

3/29/2017

SB 95, introduced by L. Jones
SB 317, introduced by Salomon
SB 339, introduced by Ankney
SB 342, introduced by Vincent

MESSAGES FROM THE GOVERNOR

March 30, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Thursday, March 30, 2017, I signed the following bills:

HB 3 - N. Ballance
HB 20 - J. Keane
HB 38 - W. Curdy
HB 65 - K. Holmlund
HB 124 - S. Stewart-Peregoy
HB 307 - K. Kelker
HB 337 - B. Hamlett
HB 338 - C. Knudsen
HB 345- G. Custer
HB 471 - K. Flynn
HB 509 - J. Patelis

Sincerely,

STEVE BULLOCK
Governor

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FIRST READING AND COMMITMENT OF BILLS

The following House bill was introduced, read first time, and referred to committee:

HB 667, introduced by T. Woods, J. Essmann, referred to Human Services.

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 31, introduced by A. Hertz, F. Mandeville, referred to Local Government.

The following Senate bills were read first time, and referred to committees:

SB 95, introduced by L. Jones, referred to Appropriations.

SB 317, introduced by D. Salomon, referred to Taxation.

SB 339, introduced by D. Ankney (by request of The Senate Natural Resources Standing Committee), referred to Energy, Technology, and Federal Relations.

SB 342, introduced by C. Vincent, referred to Natural Resources.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Bishop in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 22 - Senate Amendments - Representative Keane moved Senate Amendments to **HB 22** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 84

Nays: Berglee, Brodehl, B. Brown, Burnett, Flynn, Glimm, Harris, Jones, Mortensen, Noland, Redfield, Rosendale, Skees, Tschida, Wagoner, White.
Total 16

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 45 - Senate Amendments - Representative Dudik moved Senate Amendments to **HB 45** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: White.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 83 - Senate Amendments - Representative Bennett moved Senate Amendments to **HB 83** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 76

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Doane, Galloway, Galt, Glimm, C Knudsen, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale,

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Tschida, Usher, Wagoner, White.

Total 23

Excused: None.

Total 0

Absent or not voting: Bishop.

Total 1

HB 101 - Senate Amendments - Representative McKamey moved Senate Amendments to **HB 101** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 79

Nays: Brodehl, B. Brown, Burnett, Doane, Flynn, Harris, A Hertz, G Hertz, Jones, Manzella, Mortensen, Redfield, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, White, Zolnikov.

Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 103 - Senate Amendments - Representative Custer moved Senate Amendments to **HB 103** be concurred in. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Woods, Mr. Speaker.

Total 52

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz,

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Hopkins, Jones, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov.

Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 128 - Senate Amendments - Representative Shaw moved Senate Amendments to **HB 128** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: White.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 147 - Senate Amendments - Representative Zolnikov moved Senate Amendments to **HB 147** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson,

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Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: White.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 149 - Senate Amendments - Representative Zolnikov moved Senate Amendments to **HB 149** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Sales, Schreiner, White.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 168 - Senate Amendments - Representative Z. Brown moved Senate Amendments to **HB 168** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz,

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Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 91

Nays: Beard, Hopkins, Manzella, Redfield, Regier, Rosendale, Tschida, Usher, White.
Total 9

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 539 - Senate Amendments - Representative Cook moved Senate Amendments to **HB 539** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Mandeville, White.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 180 - Representative Lavin moved **SB 180** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt,

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Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Grubbs.

Total 1

SB 184 - Representative Ricci moved **SB 184** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Bishop moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli,

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Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Bishop, Curtis, Olsen, Ryan, Schreiner.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 133 passed as follows:

Yeas: Abbott, Anderson, Ballance, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Hopkins, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 80

Nays: Bachmeier, Bartel, Beard, Cuffe, Ehli, Flynn, Galt, Gunderson, G Hertz, Holmlund, Jacobson, Lavin, Mandeville, Manzella, O'Hara, Regier, Rosendale, Skees, Staffanson, Tschida.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

HB 576 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Berglee, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Loge, Lynch, Manzella, McCarthy, McConnell, Morigeau, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Webber, Woods, Zolnikov.

Total 57

Nays: Ballance, Bartel, Beard, Bennett, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Flynn, Galloway, Glimm, Gunderson, Harris, A Hertz, Holmlund, Hopkins, Jones, Knokey, Lavin, Lenz, Mandeville, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 591 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Webber, Welch, Windy Boy, Woods.

Total 56

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, A Hertz, G Hertz, Holmlund, Jones, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 44

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 595 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods, Zolnikov.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 599 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: Dudik.

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Total 1

HB 600 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Berglee, Bishop, Cook, Court, Cuffe, Curdy, Custer, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Manzella, McCarthy, McConnell, McKamey, O'Hara, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Shaw, Smith, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Welch, Windy Boy, Woods.

Total 61

Nays: Bartel, Bennett, Brodehl, B. Brown, Z. Brown, Burnett, Curtis, Doane, Dunwell, Fleming, Flynn, Galloway, Galt, Glimm, A Hertz, G Hertz, Hopkins, Knokey, C Knudsen, Lenz, Lynch, Mandeville, Morigeau, Mortensen, Noland, Olsen, Patelis, Redfield, Regier, Rosendale, Schreiner, Skees, Staffanson, Stewart-Per, Tschida, Webber, White, Zolnikov, Mr. Speaker.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 602 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 59

Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Glimm, Greef, Grubbs, Gunderson, Holmlund, Jones, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 604 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Brodehl, Burnett, Galloway, McKamey, Peppers, Rosendale, White.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 614 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Cuffe, Curdy, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 78

Nays: Abbott, Bennett, Burnett, Court, Curtis, Dunwell, Eck, Fleming, Funk, Gunderson, Hamilton, Keane, Lynch, Mandeville, Olsen, Perry, Regier, Rosendale, Swanson, Webber, Woods, Zolnikov.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 617 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods.

Total 65

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Doane, Essmann, Flynn, Galloway, Glimm, Gunderson, Hamilton, A Hertz, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, White, Zolnikov, Mr. Speaker.

Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 618 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Zolnikov, Mr. Speaker.

Total 80

Nays: Beard, Bishop, Burnett, Court, Eck, Essmann, Galloway, Galt, Hamilton, Jacobson, Karjala, Keane, Lynch, Mandeville, Morigeau, Perry, Regier, Schreiner, White, Woods.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 622 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 626 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Perry, Pierson, Price, Ricci, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Trebas, Usher, Wagoner, Webb, Welch, White, Woods, Mr. Speaker.
Total 64

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Dudik, Ehli, Galloway, Galt, Glimm, Hamlett, Harris, Hayman, A Hertz, G Hertz, Jones, Knokey, Manzella, McKamey, Noland, Patelis, Peppers, Redfield, Regier, Rosendale, Ryan, Stewart-Per, Swanson, Tschida, Vinton, Webber, Windy Boy, Zolnikov.
Total 36

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 631 passed as follows:

Yeas: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Webb, Webber, Welch, Windy Boy, Woods.

Total 62

Nays: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Glimm, Gunderson, Harris, A Hertz, G Hertz, Jones, Knokey, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, Regier, Rosendale, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, White, Zolnikov, Mr. Speaker.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 633 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 63

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 644 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Manzella, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webber, Welch, Windy Boy, Woods.

Total 63

Nays: Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Fitzgerald, Flynn, Galloway, Glimm, Harris, A Hertz, G Hertz, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Lynch, Mandeville, McKamey, Noland, Patelis, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 645 failed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 65

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, G Hertz, C Knudsen, Lenz, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.

Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 647 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 96

Nays: Berglee, Doane, Galt, Zolnikov.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 648 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: Lynch.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 652 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 653 passed as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 57

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 43

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 660 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Wagoner, Webber, Welch, Windy Boy, Woods.

Total 56

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Webb, White, Zolnikov, Mr. Speaker.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Custer moved that **SB 305** be taken from the Judiciary Committee and placed on second reading the 68th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Swanson, Usher, Webber, Windy Boy, Woods.

Total 51

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 49

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 9:30 a.m., Saturday, April 1, 2017.
Motion carried.

House adjourned at 2:17 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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65TH LEGISLATURE
SIXTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana
April 1, 2017

House Chambers
State Capitol

House convened at 9:30 a.m. Mr. Speaker presiding. Invocation by Representative Holmlund. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Kelker, Kipp III, excused. Quorum present.

BILLS (Ricci, Chair): 4/1/2017

Correctly printed: **HB 667, HJR 22, HJR 31, SB 26, SB 30, SB 116, SB 117, SB 138, SB 180, SB 184, SB 213, SB 254, SB 279, SB 295, SB 324, SJR 15.**

REPORTS OF STANDING COMMITTEES

HUMAN SERVICES (Wagoner, Chair): 3/31/2017

HJR 16, be adopted. Report adopted.

HJR 17, be adopted. Report adopted.

HJR 20, be adopted. Report adopted.

HJR 24, be adopted. Report adopted.

HR 3, be adopted. Report adopted.

NATURAL RESOURCES (White, Chair): 3/31/2017

SB 42, be amended as follows:

1. Page 5, line 4.

Following: "applicant"

Insert: "and, in a manner determined by rule, landowners"

And, as amended, be concurred in. Report adopted.

SB 46, be concurred in. Report adopted.

SB 284, be amended as follows:

1. Page 2, line 23 through line 24.

Strike: subsection (K) in its entirety

Renumber: subsequent subsections

2. Page 3, line 7.

Strike: "(1)(M)(II)"

Insert: "(1)(I)(ii)"

And, as amended, be concurred in. Report adopted.

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SB 287, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

House bill concurred in and returned to the House: 3/30/2017

HB 444, introduced by Shaw

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

3/30/2017

HB 280, introduced by Brodehl

HB 404 failed to concur in and returned to the House:

3/31/2017

HB 404, introduced by Sheldon-Galloway

SB 367, introduced by Moore, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, passed the Senate and was transmitted to the House with the following vote:

3/30/2017

Yeas - 34

Nays - 16

Senate bills passed and transmitted to the House for concurrence:

3/30/2017

SB 313, introduced by Sesso

SB 333, introduced by Caferro

SB 337, introduced by Ankney

SB 338, introduced by Ankney

SB 352, introduced by Olszewski

SB 353, introduced by Buttrey

SB 359, introduced by Blasdel

SB 361, introduced by Vincent

SB 362, introduced by Buttrey

SB 368, introduced by Richmond

Senate joint resolution passed and transmitted to the House for concurrence:

3/30/2017

SJR 20, introduced by Small

Senate bills passed and transmitted to the House for concurrence:

3/31/2017

SB 330, introduced by Vincent

SB 335, introduced by Welborn

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SB 345, introduced by C. Smith
SB 363, introduced by Vincent
SB 366, introduced by Cohenour
SB 372, introduced by Moore
SB 374, introduced by Ankney
SB 375, introduced by S. Sales
SB 376, introduced by Cohenour
SB 377, introduced by Fitzpatrick

MESSAGES FROM THE GOVERNOR

March 31, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Friday, March 31, 2017, I signed the following bills:

HB 163 - G. Custer
HB 172 - R. Fitzgerald
HB 173 - K. Dudik
HB 201 - R. Cook
HB 220 - K. McCarthy
HB 247 - K. Dudik
HB 256 - C. Knudsen
HB 276 - E. Greef
HB 342 - R. Fitzgerald
HB 370 - B. Bennett
HB 498 - J. Knokey

I am returning House Bill 148 - D. Zolnikov with amendments.

Sincerely,

STEVE BULLOCK
Governor

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FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were read first time, and referred to committees:

SB 313, introduced by J. Sesso, referred to Natural Resources.
SB 330, introduced by C. Vincent, referred to Natural Resources.
SB 333, introduced by M. Caferro, referred to Taxation.
SB 335, introduced by J. Welborn, referred to Energy, Technology, and Federal Relations.
SB 337, introduced by D. Ankney, referred to Natural Resources.
SB 338, introduced by D. Ankney, referred to Energy, Technology, and Federal Relations.
SB 345, introduced by C. Smith, referred to Appropriations.
SB 352, introduced by A. Olszewski, referred to Judiciary.
SB 353, introduced by E. Buttrey, referred to Human Services.
SB 354, introduced by M. Caferro, referred to Taxation.
SB 359, introduced by M. Blasdel, referred to Taxation.
SB 361, introduced by C. Vincent, referred to Education.
SB 362, introduced by E. Buttrey, referred to Human Services.
SB 363, introduced by C. Vincent, referred to Natural Resources.
SB 366, introduced by J. Cohenour, referred to Judiciary.
SB 367, introduced by F. Moore, referred to Appropriations.
SB 368, introduced by T. Richmond, referred to Judiciary.
SB 372, introduced by F. Moore, referred to Local Government.
SB 374, introduced by D. Ankney, referred to Energy, Technology, and Federal Relations.
SB 375, introduced by S. Sales (by request of The Senate Judiciary Standing Committee), referred to Human Services.
SB 376, introduced by J. Cohenour, referred to Appropriations.
SB 377, introduced by S. Fitzpatrick (by request of The Senate Business, Labor, And Economic Affairs Standing Committee), referred to Judiciary.

The following Senate joint resolution was read first time, and referred to committee:

SJR 20, introduced by J. Small, referred to Business and Labor.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Greef in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 98 - Senate Amendments - Representative Ellis moved Senate Amendments to **HB 98** not

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be concurred in. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Greef, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.

Total 46

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 54

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 108 - Senate Amendments - Representative B. Smith moved Senate Amendments to **HB 108** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Bartel, Beard, Burnett, Manzella, Mortensen, O'Hara, Redfield, Rosendale, Stewart-Per, Tschida, White.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 145 - Senate Amendments - Representative Z. Brown moved Senate Amendments to **HB 145** not be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: McKamey, Mortensen, Redfield, Staffanson, White.
Total 5

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 156 - Senate Amendments - Representative Mandeville moved Senate Amendments to **HB 156** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 91

Nays: Burnett, Galt, Peppers, Redfield, Rosendale, Tschida, Welch, White.
Total 8

Excused: None.
Total 0

Absent or not voting: Essmann.

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Total 1

HB 198 - Senate Amendments - Representative Wagoner moved Senate Amendments to **HB 198** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 95

Nays: Bartel, Z. Brown, Hayman, White, Zolnikov.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 200 - Senate Amendments - Representative Fern moved Senate Amendments to **HB 200** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods, Mr. Speaker.

Total 66

Nays: Bartel, Berglee, Brodehl, B. Brown, Burnett, Doane, Essmann, Flynn, Galt, Glimm, Harris, A Hertz, G Hertz, Jones, Knokey, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov.

Total 34

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HB 231 - Senate Amendments - Representative P. Webb moved Senate Amendments to **HB 231** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, White, Windy Boy, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 248 - Senate Amendments - Representative Dudik moved Senate Amendments to **HB 248** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Glimm, Redfield, Rosendale, White.

Total 4

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 251 - Senate Amendments - Representative Wagoner moved Senate Amendments to **HB 251** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Zolnikov, Mr. Speaker.

Total 73

Nays: Abbott, Bennett, Bishop, Court, Curtis, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill-Smith, Karjala, Keane, Kipp III, Lynch, McCarthy, Olsen, Peppers, Ryan, Schreiner, Smith, Stewart-Per, Swanson, White, Windy Boy, Woods.

Total 27

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 266 - Senate Amendments - Representative Ballance moved Senate Amendments to **HB 266** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 62

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 38

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Greef moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Ellis, Greef, Keane, Olsen, Staffanson, Windy Boy.

Total 6

Excused: None.

Total 0

Absent or not voting: Kelker, Kipp III.

Total 2

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 22 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr.

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Speaker.

Total 85

Nays: Beard, Berglee, Brodehl, B. Brown, Burnett, Galloway, Harris, Noland, Regier, Rosendale, Skees, Tschida, White.

Total 13

Excused: None.

Total 0

Absent or not voting: Kelker, Kipp III.

Total 2

HB 45 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: White.

Total 1

Excused: None.

Total 0

Absent or not voting: Hill-Smith, Kelker, Kipp III.

Total 3

HB 83 passed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 74

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, Hopkins, C Knudsen, Manzella, Mortensen, Noland, Redfield, Regier, Rosendale, Tschida, White.

Total 24

Excused: None.

Total 0

Absent or not voting: Kelker, Kipp III.

Total 2

HB 101 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 67

Nays: Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Flynn, Galloway, Glimm, Harris, A Hertz, G Hertz, Hopkins, Jones, C Knudsen, Manzella, Mortensen, Noland, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, White, Zolnikov.

Total 31

Excused: None.

Total 0

Absent or not voting: Kelker, Kipp III.

Total 2

HB 103 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Grubbs, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Tschida, Vinton, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 61

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Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Glimm, Greef, Gunderson, Harris, A Hertz, Hopkins, Jones, Knokey, C Knudsen, Lenz, Manzella, Mortensen, Noland, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Usher, Wagoner, Webb, White, Zolnikov.

Total 37

Excused: None.

Total 0

Absent or not voting: Kelker, Kipp III.

Total 2

HB 128 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: White.

Total 1

Excused: None.

Total 0

Absent or not voting: Kelker, Kipp III.

Total 2

HB 147 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per,

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Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Lavin, White.

Total 2

Excused: None.

Total 0

Absent or not voting: Kelker, Kipp III.

Total 2

HB 149 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Dunwell, Eck, Lavin, Ryan, Sales, Schreiner, White.

Total 7

Excused: None.

Total 0

Absent or not voting: Kelker, Kipp III.

Total 2

HB 168 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy,

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Woods, Zolnikov, Mr. Speaker.

Total 86

Nays: Beard, Cuffe, Essmann, Galloway, Lavin, Manzella, McKamey, Redfield, Regier, Rosendale, Tschida, White.

Total 12

Excused: None.

Total 0

Absent or not voting: Kelker, Kipp III.

Total 2

HB 539 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Curtis, McCarthy, Olsen, Ryan, White.

Total 5

Excused: None.

Total 0

Absent or not voting: Kelker, Kipp III.

Total 2

SB 180 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per,

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Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Kelker, Kipp III.

Total 2

SB 184 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: Kelker, Kipp III.

Total 2

MOTIONS

Representative Court moved to change her vote on **HB 66** from No to Yes. Without objection, so ordered.

Representative McCarthy moved to change his vote on **HB 147** from No to Yes. Without objection, so ordered.

Representative Jacobson moved to change his vote on **HB 133** from Yes to No. Without objection, so ordered.

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Representative Hopkins moved to reconsider action on **HB 645** and that **HB 645** be placed on second reading on the 69th legislative day.

Motion **passed** as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Knokey, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 64

Nays: Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, C Knudsen, Lavin, Lenz, Loge, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Vinton, Webb, White.
Total 34

Excused: None.
Total 0

Absent or not voting: Kelker, Kipp III.
Total 2

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Monday, April 3, 2017.
Motion carried.

House adjourned at 10:16 a.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SIXTY-NINTH LEGISLATIVE DAY**

Helena, Montana
April 3, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Dudik. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Stewart-Peregoy, excused. Quorum present.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

4/3/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 11:00 a.m., Saturday, April 1, 2017:

Jordan Straub, Helena
Emma Sihler, Helena
Ella Currier, Helena
Joshua Hamilton, Helena
Cassidy Lavin, Kalispell
Colton Barnosky, Sheridan
Nick Garcia, Helena

and recommend that the following pages of the House be employed as of 8:00 a.m., Monday, April 3, 2017:

Brendan Rollins, Great Falls
Sam Telling, Dillon
Sophia Siler, Polson
Will Cumley, Montana City
Alex Ackerlund, Helena
Emory Faber, Helena
Rayna Crews, Lolo

Report Adopted.

BILLS (Ricci, Chair):

4/3/2017

Correctly printed: **HJR 16, HJR 17, HJR 20, HJR 24, HR 3, SB 46, SB 287.**

Correctly engrossed: **HB 284, SB 42, SB 314.**

Correctly enrolled: **HB 22, HB 45, HB 83, HB 444.**

Examined by the sponsor and found to be correct: **HB 45.**

Transmitted to the Senate: **SB 180, SB 184.**

Signed by the Speaker at 9:15 a.m., April 3, 2017: **HB 240, HB 306, HB 311, HB 374, HB 494.**

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Signed by the Chief Clerk of the House at 9:30 a.m., April 3, 2017: **HB 240, HB 306, HB 311, HB 374, HB 494.**

REPORTS OF STANDING COMMITTEES

NATURAL RESOURCES (White, Chair):
SB 314, be amended as follows:

3/31/2017

1. Title, line 11.

Following: "TIMES;"

Insert: "PROVIDING EXCEPTIONS FROM OPERATION AND EQUIPMENT REQUIREMENTS FOR QUADRICYCLES BEING OPERATED FOR AGRICULTURAL PURPOSES;"

2. Page 3, line 30.

Following: "(4)(b)"

Insert: "and subject to subsection (4)(c)"

3. Page 4, line 4.

Strike: "The"

Insert: "Except as provided in subsection (4)(c), the"

4. Page 4.

Following: line 5

Insert: "(c) The provisions of this chapter do not apply to the operation and equipping of a quadricycle that is being operated for agricultural purposes on an unpaved highway or on a paved highway that is not part of the federal-aid interstate system as defined in 60-1-103."

5. Page 4, line 21.

Following: "(6)(b)"

Insert: "and subject to subsection (6)(c)"

6. Page 4, line 25.

Strike: "The"

Insert: "Except as provided in subsection (6)(c), the"

7. Page 4.

Following: line 26

Insert: "(c) The provisions of this chapter do not apply to the operation and equipping of a quadricycle that is being operated for agricultural purposes on an unpaved highway or on a paved highway that is not part of the federal-aid interstate system as defined in 60-1-103."

And, as amended, be concurred in. Report adopted.

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**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Staffanson in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 280 - Senate Amendments - Representative Brodehl moved Senate Amendments to **HB 280** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 289 - Senate Amendments - Representative Jacobson moved Senate Amendments to **HB 289** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith,

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Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Lynch, White.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 298 - Senate Amendments - Representative Greef moved Senate Amendments to **HB 298** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Vinton, Wagoner, Webb, Welch, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Tschida, Usher, Webber, White, Windy Boy, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 328 - Senate Amendments - Representative Ehli moved Senate Amendments to **HB 328** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III,

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Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Redfield, White.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 349 - Senate Amendments - Representative P. Webb moved Senate Amendments to **HB 349** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curtis, Custer, Doane, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Zolnikov, Mr. Speaker.
Total 74

Nays: Bachmeier, Bennett, Curdy, Dudik, Eck, Hamilton, Hamlett, Hayman, Hill-Smith, Keane, Kelker, Kipp III, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Ryan, Schreiner, Smith, Stewart-Per, Webber, White, Windy Boy, Woods.
Total 26

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 355 - Senate Amendments - Representative Shaw moved Senate Amendments to **HB 355** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm,

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Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Z. Brown, Funk, Pierson, Price, Schreiner, White.
Total 6

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 655 - Representative Kipp III moved **HB 655** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.
Total 65

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Galloway, Glimm, Greef, Gunderson, Harris, Jones, Knokey, Mandeville, Manzella, McKamey, Noland, Regier, Ricci, Rosendale, Skees, Trebas, Tschida, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 34

Excused: None.
Total 0

Absent or not voting: Usher.
Total 1

SB 7 - Representative Redfield moved **SB 7** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, G Hertz, Holmlund, Hopkins, Jones, Keane, Kipp III,

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Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Kelker, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods, Mr. Speaker.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 17 - Representative Bishop moved **SB 17** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 80

Nays: Beard, Brodehl, B. Brown, Burnett, Flynn, Galloway, Glimm, Gunderson, A Hertz, Jones, Lavin, Lenz, Manzella, Noland, Regier, Rosendale, Skees, Staffanson, Trebas, Tschida.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 43 - Representative Bachmeier moved **SB 43** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, Mandeville, Manzella, McCarthy, McConnell,

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McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Windy Boy, Woods, Mr. Speaker.

Total 65

Nays: Bartel, Beard, Berglee, B. Brown, Doane, Fitzgerald, Flynn, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Staffanson, Tschida, Vinton, Welch, White, Zolnikov.

Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 44 - Representative Ricci moved **SB 44** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Beard, Burnett, Rosendale, Staffanson.

Total 4

Excused: None.

Total 0

Absent or not voting: Holmlund.

Total 1

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Staffanson moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt,

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Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Keane, Lynch.

Total 2

Excused: None.

Total 0

Absent or not voting: Stewart-Per.

Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 98 failed as follows:

Yeas: Cook, Custer, Doane, Flynn, Greef, Gunderson, Hamlett, Holmlund, Lavin, Loge, McKamey, Patelis, Shaw.

Total 13

Nays: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Hamilton, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 86

Excused: None.

Total 0

Absent or not voting: Stewart-Per.

Total 1

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HB 108 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 87

Nays: Bartel, Beard, Brodehl, Burnett, Glimm, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Tschida.

Total 12

Excused: None.

Total 0

Absent or not voting: Stewart-Per.

Total 1

HB 156 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Burnett, Holmlund, Regier, Rosendale, Tschida, Welch.

Total 6

Excused: None.

Total 0

Absent or not voting: Stewart-Per.

Total 1

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HB 198 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 57

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 42

Excused: None.

Total 0

Absent or not voting: Stewart-Per.

Total 1

HB 200 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Swanson, Trebas, Wagoner, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 63

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Webb, Zolnikov.

Total 36

Excused: None.

Total 0

Absent or not voting: Stewart-Per.

Total 1

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HB 231 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: Stewart-Per.

Total 1

HB 248 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Rosendale.

Total 1

Excused: None.

Total 0

Absent or not voting: Stewart-Per.

Total 1

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HB 251 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 70

Nays: Abbott, Bennett, Bishop, Court, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Olsen, Peppers, Price, Ryan, Schreiner, Smith, Swanson, Webber, Woods.

Total 29

Excused: None.

Total 0

Absent or not voting: Stewart-Per.

Total 1

HB 266 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 62

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: Stewart-Per.

Total 1

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MOTIONS

Representative Ehli moved to re-refer **SB 43** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 44** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HB 655** to the Appropriations Committee.

Representative Eck objected to the motion.

Motion to re-refer **HB 655** to the Appropriations Committee passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, A Hertz, G Hertz, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 55

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Swanson, Webber, Windy Boy, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: Stewart-Per.

Total 1

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, April 4, 2017.
Motion carried.

House adjourned at 1:52 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SEVENTIETH LEGISLATIVE DAY**

Helena, Montana
April 4, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative A. Hertz. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Doane and Patelis, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

Mr. Speaker moved that the House revert to Order of Business # 11, Special Orders Of The Day, for the purpose of receiving entertainment by the Montana School for the Deaf and Blind.

BILLS (Ricci, Chair):

4/4/2017

Correctly printed: **HB 655, SB 7, SB 17, SB 43, SB 44.**

Correctly enrolled: **HB 101, HB 103, HB 128, HB 147, HB 149, HB 168, HB 539.**

Examined by the sponsor and found to be correct: **HB 22, HB 83, HB 101, HB 103, HB 108, HB 128, HB 147, HB 149, HB 168, HB 444, HB 539.**

Signed by the President at 3:07 p.m., April 4, 2017: **HB 240, HB 306, HB 311, HB 351, HB 374, HB 494, HB 521.**

Delivered to the Governor for approval at 3:25 p.m., April 4, 2017: **HB 240, HB 306, HB 311, HB 351, HB 374, HB 494, HB 521.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

4/4/2017

HB 611, do pass. Report adopted.

SB 44, be concurred in. Report adopted.

SB 60, be concurred in. Report adopted.

4/3/2017

SB 63, be amended as follows:

1. Page 1, line 25.

Following: "exhaustion"

Insert: "and documentation in the offender's file"

2. Page 3, line 1.

Strike: "imprisonment" through "department"

Insert: "placement in a community corrections facility or program designated by the department for up to 9 months, including but not limited to placement in a prerelease center, sanction or hold bed, transitional living program, enhanced supervision program, relapse intervention bed, chemical dependency treatment, or 24/7 sobriety program"

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3. Page 3, line 17.

Following: "exhausted"

Insert: "and documented in the offender's file"

4. Page 3, line 21.

Following: "exhausted"

Insert: "and documented in the offender's file"

5. Page 3, line 24.

Strike: "imprisonment" through "department"

Insert: "placement as provided in subsection (7)(a)(ii)"

6. Page 4, following line 1.

Insert: "(10) All sanction and placement decisions must be documented in the offender's file."

Renumber: subsequent subsections

7. Page 5, line 25.

Strike: "behavioral changes techniques"

Insert: "evidence-based practices"

8. Page 6, line 12.

Following: "individual"

Insert: "as determined by the individual's most recent risk and needs assessment"

9. Page 7, line 19.

Strike: "confinement,"

Following: "monitoring"

Strike: " "

Following: "period;"

Strike: "or"

10. Page 7, line 19.

Insert: "(c) recommend placement in a community corrections facility or program for up to a 90-day period, including but not limited to placement in a prerelease center, sanction or hold bed, transitional living program, enhanced supervision program, relapse intervention bed, chemical dependency treatment, or 24/7 sobriety program; or"

Renumber: subsequent subsections

11. Page 7, following line 28.

Insert: "(6) All sanction and placement decisions must be documented in the offender's file."

12. Page 10, line 16.

Following: "(7)"

Insert: "(a)"

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13. Page 10, line 17.

Following: "interventions grid."

Insert: "(b)"

Following: "The grid must"

Insert: ": (i)"

14. Page 10, line 19.

Following: "manner"

Strike: ". The grid must"

Insert: "; (ii)"

15. Page 10, line 21.

Strike: "(a)"

Insert: "(A)"

16. Page 10, line 22.

Strike: "(b)"

Insert: "(B)"

17. Page 10, line 23.

Strike: "(c)"

Insert: "(C)"

18. Page 10, line 24.

Strike: "(d)"

Insert: "(D)"

Following: "interventions;"

Strike: "and"

19. Page 10, line 25.

Strike: "(e)"

Insert: "(E)"

Following: "exhaust"

Insert: "and document"

Following: "process"

Insert: "; and (F) recommend the least restrictive placement for offenders based on the result of a validated risk and needs assessment. Placement decisions must be documented in the offender's file and must indicate any other less secure sanction options considered by the probation and parole officer before utilizing a higher level of custody"

20. Page 10, following line 26.

Insert: "(a) review the grid every 5 years to ensure it adheres to evidence-based practices and that use of sanctions and incentives by probation and parole officers is consistent across the state;"

Renumber: subsequent subsections

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21. Page 10, line 28.

Following: "parole;"

Strike: "and"

22. Page 10, line 30.

Strike: "and"

Following: "detention center personnel"

Strike: " _ "

Insert: ",contracted service providers, and other interested personnel;

(d) ensure the guidance and procedures established in the grid give consideration to community safety and the needs of the victim and offender;

(e) collect data relating to placement decisions based on the grid; and

(f) aggregate data collected and provide a report to the law and justice interim committee each biennium."

And, as amended, be concurred in. Report adopted.

SB 64, be amended as follows:

1. Title, page 1, line 17.

Following: "DATES"

Strike: ", "

Insert: "AND"

2. Title, page 1, line 18.

Strike: ", AND A TERMINATION DATE"

3. Page 16, line 22 through page 17, line 25.

Strike: section 18 in its entirety

Renumber: subsequent sections

4. Page 18, line 20.

Strike: "[SECTIONS 1 AND 18] ARE"

Insert: "[Section 1] is"

5. Page 18, line 22.

Strike: "[SECTIONS 1 AND 18]"

Insert: "[section 1]"

6. Page 18, line 26.

Strike: "SUBSECTIONS"

Insert: "subsection"

7. Page 18, line 27.

Strike: "AND (3)"

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8. Page 18, line 29.

Strike: subsection (3) in its entirety

9. Page 19, line 5 through line 6.

Strike: section 24 in its entirety

And, as amended, be concurred in. Report adopted.

SB 139, be concurred in. Report adopted.

SB 260, be concurred in. Report adopted.

SB 341, be concurred in. Report adopted.

EDUCATION (Berglee, Chair):

4/3/2017

HJR 27, be adopted. Report adopted.

SB 227, be concurred in. Report adopted.

SB 242, be concurred in. Report adopted.

SB 307, be amended as follows:

1. Title, page 1, line 10.

Strike: "FACILITY"

Insert: "MAJOR"

2. Title, page 1, line 11.

Following: "SUPPORT;"

Insert: "RENAMING THE SCHOOL FACILITY REIMBURSEMENT PROGRAM THE DEBT SERVICE ASSISTANCE PROGRAM; CREATING A STATE SPECIAL REVENUE ACCOUNT AND PROGRAM FOR SCHOOL MAJOR MAINTENANCE AID;"

3. Title, page 1, line 12.

Following: "20-9-236,"

Insert: "20-9-343, 20-9-367,"

4. Page 2, line 28.

Strike: "facility"

Insert: "major"

5. Page 2, line 29.

Strike: "20-9-516(3)"

Insert: "[section 8(3)]"

6. Page 4, line 3.

Insert: "**Section 4.** Section 20-9-343, MCA, is amended to read:

"20-9-343. Definition of and revenue for state equalization aid. (1) As used in this title, the term "state equalization aid" means revenue as required in this section for:

(a) distribution to the public schools for guaranteed tax base aid, BASE aid, and state

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~~reimbursement for school facilities~~ debt service assistance; and

(b) negotiated payments authorized under 20-7-420(3) up to \$500,000 a biennium.

(2) The superintendent of public instruction may spend throughout the biennium funds appropriated for the purposes of guaranteed tax base aid, BASE aid for the BASE funding program, state ~~reimbursement for school facilities~~ debt service assistance, and negotiated payments authorized under 20-7-420(3).

(3) The following money must be paid into the guarantee account provided for in 20-9-622 for the public schools of the state as indicated:

(a) subject to 20-9-516(2)(a), interest and income money described in 20-9-341 and 20-9-342; and

(b) investment income earned by investing interest and income money described in 20-9-341 and 20-9-342."

Insert: "Section 5. Section 20-9-367, MCA, is amended to read:

"20-9-367. Eligibility to receive guaranteed tax base aid or state ~~advance or reimbursement~~ debt service assistance for school facilities. (1) If the district guaranteed tax base ratio of ~~any~~ an elementary or high school district is less than the corresponding statewide elementary or high school guaranteed tax base ratio, the district may receive guaranteed tax base aid based on the number of mills levied in the district in support of up to 35.3% of the basic entitlement, up to 35.3% of the total per-ANB entitlement, and up to 40% of the special education allowable cost payment budgeted within the general fund budget.

(2) If the county retirement mill value per elementary ANB or the county retirement mill value per high school ANB is less than the corresponding statewide mill value per elementary ANB or high school ANB, the county may receive guaranteed tax base aid based on the number of mills levied in the county in support of the retirement fund budgets of the respective elementary or high school districts in the county.

(3) For the purposes of 20-9-370 and 20-9-371, if the district mill value per elementary ANB or the district mill value per high school ANB is less than the corresponding statewide mill value per elementary ANB or statewide mill value per high school ANB, the district may receive debt service assistance in the form of a state advance or reimbursement for school facilities in support of the debt service fund."

Renumber: subsequent sections

7. Page 5, line 5.

Strike: "facility"

Insert: "major"

8. Page 5, line 8.

Strike: "facility"

Insert: "major"

9. Page 5, line 9.

Strike: "20-9-516(1)(b)"

Insert: "[section 8(2)]"

10. Page 5, line 10.

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Following: "using"

Insert: "the"

11. Page 5, line 11.

Following: "levy,"

Insert: "the"

12. Page 5, line 12.

Following: "section, and"

Insert: "anticipated"

Strike: "20-9-516(3)"

Insert: "[section 8(3)]"

Strike: "facility"

Insert: "major"

13. Page 5, line 13.

Strike: "facility"

Insert: "major"

14. Page 5, line 18.

Strike: "facility"

Insert: "major"

Following: "levy,"

Insert: "the"

15. Page 5, line 20.

Strike: "20-9-516(3)"

Insert: "[section 8(3)]"

16. Page 5, line 21.

Following: "levy,"

Insert: "the"

17. Page 5, line 22.

Strike: "20-9-516(3)"

Insert: "[section 8(3)]"

18. Page 5, line 27.

Strike: "20-9-516(1)(b)"

Insert: "[section 8(2)]"

19. Page 5, line 30.

Following: "levy,"

Insert: "the"

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20. Page 6, line 1.

Strike: "20-9-516(3)"

Insert: "[section 8(3)]"

21. Page 6, line 8.

Following: "levy,"

Insert: "the"

22. Page 6, line 10.

Strike: "20-9-516(3)"

Insert: "[section 8(3)]"

23. Page 6, line 16.

Strike: "facility"

Insert: "major"

24. Page 6, line 17.

Strike: "20-9-516"

Insert: "[section 8]"

25. Page 7, line 20.

Following: "20-9-534;"

Insert: "and"

26. Page 7, line 21 through line 26.

Strike: subsection (b) in its entirety

Renumber: subsequent subsections

27. Page 7, line 27.

Strike: "reimbursement for school facilities"

Insert: "debt service assistance"

28. Page 8, line 3 through page 9, line 16.

Strike: subsection (3) through subsection (6) in their entirety

Insert: "(3) If in any fiscal year the amount of revenue in the school facility and technology account is sufficient to fund debt service assistance without a proration reduction pursuant to 20-9-346(2)(b) and if in that same fiscal year the amount of revenue available in the school major maintenance aid account established in [section 8] will result in a proration reduction in school major maintenance aid pursuant to [section 8(5)] for that fiscal year, the state treasurer shall transfer any excess funds in the school facility and technology account to the school major maintenance aid account not to exceed the amount required to avoid a proration reduction."

29. Page 9, line 17.

Insert: "NEW SECTION. **Section 8. School major maintenance aid account -- formula.**"

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(1) There is a school major maintenance aid account in the state special revenue fund provided for in 17-2-102.

(2) The purpose of the account is to provide, contingent on appropriation from the legislature, funding for school major maintenance aid as provided in subsection (3) for school facility projects that support a basic system of free quality public elementary and secondary schools under 20-9-309 and that involve:

(a) first, making any repairs categorized as "safety", "damage/wear out", or "codes and standards" in the facilities condition inventory for buildings of the school district as referenced in the K-12 public schools facility condition and needs assessment final report prepared by the Montana department of administration pursuant to section 1, Chapter 1, Special Laws of December 2005; and

(b) after addressing the repairs in subsection (2)(a), any of the following:

(i) updating the facility condition inventory as recommended in the final report referenced in subsection (2)(a) with the scope and methods of the review to be determined by the trustees, employing experts as the trustees determine necessary. The first update must be completed by July 1, 2019, and each district shall certify the completion to the office of public instruction no later than October 31, 2019. Subsequent updates must be certified to the office of public instruction no less than once every 5 years following the first certification.

(ii) undertaking projects designed to produce operational efficiencies such as utility savings, reduced future maintenance costs, improved utilization of staff, and enhanced learning environments for students, including but not limited to projects addressing:

- (A) roofing systems;
- (B) heating, air conditioning, and ventilation systems;
- (C) energy-efficient window and door systems and insulation;
- (D) plumbing systems;
- (E) electrical systems and lighting systems;
- (F) information technology infrastructure, including internet connectivity both within and to the school facility; and
- (G) other critical repairs to an existing school facility or facilities.

(3) (a) In any year in which the legislature has appropriated funds for distribution from the school major maintenance aid account, the superintendent of public instruction shall administer the distribution of school major maintenance aid from the school major maintenance aid account for deposit in the subfund of the building reserve fund provided for in 20-9-502(3)(e). Subject to proration under subsection (5) of this section, aid must be annually distributed no later than the last working day of May to a school district imposing a levy pursuant to 20-9-502(3) in the current school fiscal year, with the amount of state support per dollar of local effort of the applicable elementary and high school program of each district determined as follows:

(i) using the taxable valuation most recently certified by the department of revenue under 15-10-202:

(A) divide the total statewide taxable valuation by the statewide total of school major maintenance amounts and multiply the result by 171%;

(B) multiply the result determined under subsection (3)(a)(i)(A) by the district's school major maintenance amount;

(C) subtract the district's taxable valuation from the amount determined under subsection (3)(a)(i)(B); and

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- (D) divide the amount determined under subsection (3)(a)(i)(C) by 1,000;
- (ii) determine the greater of the amount determined in subsection (3)(a)(i) or 18% of the district's mill value; and
- (iii) multiply the result determined under subsection (3)(a)(ii) by the district's school major maintenance amount, then divide the product by the sum of the result determined under subsection (3)(a)(ii) and the district's school major maintenance amount.
- (b) For a district with an adopted general fund budget in the prior year greater than or equal to 97% of the district's general fund maximum budget in the prior year, the amount determined in subsection (3)(a)(iii) rounded to the nearest cent is the amount of school major maintenance aid per dollar of local effort, not to exceed an amount that would result in the state aid composing more than 80% of the district's school major maintenance amount.
- (c) For a district with an adopted general fund budget in the prior year less than 97% of the district's maximum budget in the prior year, multiply the amount determined in subsection (3)(a)(iii) by the ratio of the district's adopted general fund budget in the prior year to the district's maximum general fund budget in the prior year. The result, rounded to the nearest cent, is the amount of state school major maintenance aid per dollar of local effort, not to exceed an amount that would result in the state aid composing more than 80% of the district's school major maintenance amount.
- (4) Using the taxable valuation most recently certified by the department of revenue under 15-10-202, the superintendent shall provide school districts with a preliminary estimated amount of state school major maintenance aid per dollar of local effort for the ensuing school year no later than March 1 and a final amount for the current school year no later than July 31.
- (5) If the appropriation from or the available funds in the school major maintenance aid account in any school fiscal year is less than the amount for which school districts would otherwise qualify, the superintendent of public instruction shall proportionally prorate the aid distributed to ensure that the distributions do not exceed the appropriated or available funds.
- (6) If in any fiscal year the amount of revenue in the school major maintenance aid account is sufficient to fund school major maintenance aid without a proration reduction pursuant to subsection (5) and if in that same fiscal year the amount of revenue available in the school facility and technology account established in 20-9-516 will result in a proration reduction in debt service assistance pursuant to 20-9-346(2)(b) for that fiscal year, the state treasurer shall transfer any excess funds in the school major maintenance aid account to the school facility and technology account, not to exceed the amount required to avoid a proration reduction.
- (7) For the purposes of this section, the following definitions apply:
- (a) "Local effort" means an amount of money raised by levying no more than 10 mills pursuant to 20-9-502(3) and, provided that 10 mills have been levied, any additional amount of money deposited or transferred by trustees to the subfund pursuant to 20-9-502(3).
- (b) "School major maintenance amount" means the sum of \$15,000 and the product of \$100 multiplied by the district's budgeted ANB for the prior fiscal year."

Renumber: subsequent sections

30. Page 10, line 9.

Following: "instruction."

Insert: "(1)"

31. Page 10.

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Following: line 10

Insert: "(2) [Section 8] is intended to be codified as an integral part of Title 20, chapter 9, part 5, and the provisions of Title 20, chapter 9, part 5, apply to [section 8]."

Insert: "COORDINATION SECTION. Section 13. Coordination instruction. If both Senate Bill No. 139 and [this act] are passed and approved and if both contain a section amending 20-9-502, then the sections amending 20-9-502 are void and 20-9-502 must be amended as follows:

"20-9-502. Purpose and authorization of building reserve fund by election -- levy for school transition costs. (1) The trustees of any district, ~~with the approval of the qualified electors of the district,~~ may establish a building reserve fund to budget for and expend funds for any of the purposes set forth in this section. Appropriate subfunds must be created to ensure separate tracking of the expenditure of funds from voted and nonvoted levies and transfers for school safety pursuant to 20-9-236.

(2) (a) A voted levy may be imposed and a subfund must be created with the approval of the qualified electors of the district for the purpose of raising money for the future construction, equipping, or enlarging of school buildings; or for the purpose of purchasing land needed for school purposes in the district; or for the purpose of funding school transition costs as provided in subsections (5) and (6). In order to submit to the qualified electors of the district a building reserve proposition for the establishment of or addition to a building reserve, the trustees shall pass a resolution that specifies:

~~(a)~~(i) the purpose or purposes for which the new or addition to the building reserve will be used;

~~(b)~~(ii) the duration of time over which the new or addition to the building reserve will be raised in annual, equal installments;

~~(c)~~(iii) the total amount of money that will be raised during the duration of time specified in ~~subsection (1)(b)~~ for the levy; and

~~(d)~~(iv) any other requirements under 15-10-425 and 20-20-201 for the calling of an election.

~~(2)(b)~~ Except as provided in ~~subsections (5)(b) and (6) subsection (4)(b),~~ a building reserve tax authorization may not be for more than 20 years.

~~(3)(c)~~ The election must be conducted in accordance with the school election laws of this title, and the electors qualified to vote in the election must be qualified under the provisions of 20-20-301. The ballot for a building reserve proposition must be substantially in compliance with 15-10-425.

~~(4)(d)~~ The building reserve proposition is approved if a majority of those electors voting at the election approve the establishment of or addition to the building reserve. The annual budgeting and taxation authority of the trustees for a building reserve is computed by dividing the total authorized amount by the specified number of years. The authority of the trustees to budget and impose the taxation for the annual amount to be raised for the building reserve lapses when, at a later time, a bond issue is approved by the qualified electors of the district for the same purpose or purposes for which the building reserve fund of the district was established. Whenever a subsequent bond issue is made for the same purpose or purposes of a building reserve, the money in the building reserve must be used for the purpose or purposes before any money realized by the bond issue is used.

(3) (a) A subfund must be created to account for revenue and expenditures for school major maintenance and repairs authorized under this subsection (3). Except as provided in subsection

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(3)(g), the trustees of a district may authorize and impose a levy of no more than 10 mills on the taxable value of all taxable property within the district for that school fiscal year for the purposes of raising revenue for identified school major maintenance projects meeting the requirements of [section 8(2)]. The 10-mill limit under this section must be calculated using the district's total taxable valuation most recently certified by the department of revenue under 15-10-202. The amount of money raised by the levy, the deposits and transfers authorized under subsection (3)(f) of this section, and anticipated state aid pursuant to [section 8(3)] may not exceed the district's school major maintenance amount. For the purposes of this section, the term "school major maintenance amount" means the sum of \$15,000 and the product of \$100 multiplied by the district's budgeted ANB for the prior fiscal year. To authorize and impose a levy under this subsection (3), the trustees shall:

(i) following public notice requirements pursuant to [section 1], adopt no later than April 15 for fiscal year 2017 only and no later than March 31 for fiscal years 2018 and subsequent fiscal years, a resolution:

(A) identifying the anticipated school major maintenance projects for which the proceeds of the levy, the deposits and transfers authorized under subsection (3)(f) of this section, and anticipated state aid pursuant to [section 8(3)] will be used; and

(B) estimating a total dollar amount of money to be raised by the levy, the deposits and transfers authorized under subsection (3)(f) of this section, anticipated state aid pursuant to [section 8(3)], and the resulting estimated number of mills to be levied using the district's taxable valuation most recently certified by the department of revenue under 15-10-202; and

(ii) include the amount of any final levy to be imposed as part of its final budget meeting noticed in compliance with 20-9-131.

(b) Proceeds from the levy may be expended only for the purposes under [section 8(2)], and the expenditure of the money must be reported in the annual trustees' report as required by 20-9-213.

(c) Whenever the trustees of a district impose a levy pursuant to this section during the current school fiscal year, they shall budget for the proceeds of the levy, the deposits and transfers authorized under subsection (3)(f) of this section, and anticipated state aid pursuant to [section 8(3)] in the district's building reserve fund budget. Any expenditures of the funds must be made in accordance with the financial administration provisions of this title for a budgeted fund.

(d) When a tax levy pursuant to this section is included as a revenue item on the final building reserve fund budget, the county superintendent shall report the levy requirement to the county commissioners by the later of the first Tuesday in September or within 30 calendar days after receiving certified taxable values and a levy on the district must be made by the county commissioners in accordance with 20-9-142.

(e) A subfund in the building reserve fund must be created for the deposit of proceeds from the levy, the deposits and transfers authorized under subsection (3)(f) of this section, and anticipated state aid pursuant to [section 8(3)].

(f) If the imposition of 10 mills pursuant to subsection (3)(a) is estimated by the trustees to generate an amount less than the maximum levy revenue specified in subsection (3)(a), the trustees may deposit additional funds from any lawfully available revenue source and may transfer additional funds from any lawfully available fund of the district to the subfund provided for in subsection (3)(a), up to the difference between the revenue estimated to be raised by the imposition of 10 mills and the maximum levy revenue specified in subsection (3)(a). The district's local effort for purposes of calculating its eligibility for state school major maintenance aid pursuant

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to [section 8] consists of the combined total of funds raised from the imposition of 10 mills and additional funds raised from deposits and transfers in compliance with this subsection (3)(f).

(g) A district awarded a quality schools facility grant pursuant to Title 90, chapter 6, part 8, during the biennium beginning July 1, 2017, may not impose the levy under this subsection (3) during the biennium beginning July 1, 2017.

~~(5)(4)~~ (a) ~~The trustees may submit a proposition to the qualified electors of the district for a levy~~ A voted levy may be imposed and a subfund must be created with the approval of the qualified electors of the district to provide funding for transition costs incurred when the trustees:

(i) open a new school under the provisions of Title 20, chapter 6;

(ii) close a school;

(iii) replace a school building; ~~or~~

(iv) consolidate with or annex another district under the provisions of Title 20, chapter 6; ~~or~~

(v) receive approval from voters to expand an elementary district into a K-12 district pursuant to 20-6-326.

(b) Except as provided in ~~subsections (5)(c) and (6) subsection (4)(c)~~, the total amount the trustees may submit to the electorate for transition costs may not exceed the number of years specified in the proposition times the greater of 5% of the district's maximum general fund budget for the current year or \$250 per ANB for the current year. ~~Except as provided in subsection (6), the~~ The duration of the levy for transition costs may not exceed 6 years.

(c) If the levy for transition costs is for consolidation or annexation:

(i) the limitation on the amount levied is calculated using the ANB and the maximum general fund budget for the districts that are being combined; and

(ii) the proposition must be submitted to the qualified electors in the combined district.

(d) The levy for transition costs may not be considered as outstanding indebtedness for the purpose of calculating the limitation in 20-9-406.

(5) A subfund in the building reserve fund must be created for the funds transferred to the building reserve fund for school safety and security pursuant to 20-9-236.

~~(6) The trustees of a K-12 district shall impose a levy for transition costs to fund the payment required by 20-6-326(6)(b) when a proposition to create the K-12 district and to assess the transition levy has been approved pursuant to 20-6-326(2). The levy is limited to the amount required by 20-6-326(6)(b) for a period not to exceed 3 years."~~

"COORDINATION SECTION. **Section 14. Coordination instruction.** If both House Bill No. 134 and [this act] are passed and approved, then House Bill No. 134 is void.

32. Page 10, line 15.

Strike: "4(3)"

Insert: "6(3)"

33. Page 10, line 17.

Strike: "6 and 7"

Insert: "9 and 10"

34. Page 10, line 18.

Strike: "14 or [LC 2344]"

Insert: "645 or Senate Bill No. 367"

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35. Page 10, line 19.

Strike: "7"

Insert: "10"

And, as amended, be concurred in. Report adopted.

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair):

4/3/2017

HJR 28, introduced joint resolution, be amended as follows:

1. Page 1, line 17.

Strike: "study and"

Insert: ":

(1) identify:

(a) the costs for monopoly utilities to open their gas systems to consumer choice;

(b) the merits and complications of customer choice companies to be regulated by the appropriate state agency;

(c) in consultation with the appropriate state agencies, the costs, if any that will be passed on to consumers; and

(d) the merits and complications of deregulating a natural gas utility; and

(2)"

2. Page 1, line 18.

Strike: "(1)"

Insert: "(a)"

3. Page 1, line 19.

Strike: "(2)"

Insert: "(b)"

And, as amended, be adopted. Report adopted.

SB 93, be concurred in. Report adopted.

SB 154, be concurred in. Report adopted.

SB 299, be amended as follows:

1. Title, page 1, line 11.

Following: "FLUIDS;"

Insert: "AND"

2. Title, page 1, line 11 through line 12.

Strike: "; AND" on line 11 through "DATE" on line 12

3. Page 3, line 3.

Following: "(a)"

Insert: "that"

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Strike: "its"

Strike: "has"

Insert: "have"

4. Page 3, line 4.

Strike: "pursuant to a"

5. Page 3, line 5.

Insert: "pursuant to a"

6. Page 3, line 6.

Following: "(ii)"

Insert: "in a"

7. Page 3, line 9.

Following: "ingredient,"

Insert: "its"

Strike: "is"

Insert: "are"

8. Page 3, line 13.

Strike: "is"

Insert: "are"

9. Page 3, line 17.

Strike: "is"

Insert: "are"

10. Page 3, line 20.

Following: "ingredient"

Insert: ", "

11. Page 4, line 14.

Strike: "has"

Insert: "have"

12. Page 5, line 28.

Strike: section 7 in its entirety

And, as amended, be concurred in. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

4/3/2017

SB 92, be amended as follows:

1. Page 2, line 23.

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Following: "SPECIFIC DISABILITY."

Strike: "HEALTH"

Insert: "If available, health"

2. Page 2, line 24.

Strike: "SHOULD BE RETAINED"

Insert: "must be consulted"

3. Page 2, line 26.

Following: "LANGUAGE."

Insert: "Patients who communicate using American sign language must be assessed in the presence of an interpreter fluent in American sign language."

4. Page 3, line 7.

Following: "THE GUARDIAN"

Strike: "MAY"

Insert: "shall"

5. Page 6, line 19.

Following: "capacity if"

Insert: "the patient or"

6. Page 6, line 23.

Following: "capacity"

Insert: ", if the request was made by someone other than the patient or proxy decisionmaker"

And, as amended, be concurred in. Report adopted.

SB 120, be amended as follows:

1. Page 1, line 26.

Following: "SUBSTANCES:"

Insert: "and"

2. Page 1, line 27 through line 30.

Strike: "; AND" on line 27 through "WHEN NECESSARY" on line 30

3. Page 2, line 2.

Following: "DENTIST"

Insert: "or by a dental hygienist practicing with a limited access permit under public health supervision "

And, as amended, be concurred in. Report adopted.

SB 198, be concurred in. Report adopted.

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SB 208, be amended as follows:

1. Title, page 1, line 5.

Following: "SLOTS;"

Insert: "PROVIDING DIRECTION TO THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES ON THE 0208 WAIVER FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES;"

2. Page 1.

Following: line 20

Insert: "NEW SECTION. **Section 2. Direction to department of public health and human services.** The legislature directs the department of public health and human services to submit to the centers for medicare and medicaid services, by no later than September 30, 2017, a request for an amendment to the medicaid home and community-based services 0208 waiver for individuals with developmental disabilities that:

(1) allows individuals and providers to use the entirety of each individual's cost plan to provide services that the individual needs to be successful in the community, not to exceed the amount of medicaid waiver appropriations in House Bill No. 2;

(2) provides the flexibility necessary to enable the provision of professional services to an individual; and

(3) provides a sufficient number of emergency slots throughout Montana to accommodate individuals who may go into crisis."

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

SB 283, be amended as follows:

1. Page 2, line 1.

Strike: "\$125,000"

Insert: "\$150,000"

And, as amended, be concurred in. Report adopted.

JUDICIARY (Doane, Chair):

4/4/2017

SB 21, be concurred in. Report adopted.

SB 145, be amended as follows:

1. Page 2, line 28.

Strike: "best"

Insert: "better"

2. Page 3, line 6.

Strike: "of the department"

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3. Page 3, line 7.

Strike: "as defined in 50-46-302"

4. Page 3, line 26.

Strike: "of the department"

5. Page 4, line 3.

Strike: "of the department"

6. Page 4, line 8.

Strike: "of the department"

7. Page 4, line 19 through line 20.

Following: "director" on line 19

Strike: "of" on line 19 through "services" on line 20

8. Page 4, line 21.

Strike: "of public health and human services"

9. Page 4, line 27.

Strike: "of public health and human services"

10. Page 4, line 28 through line 29.

Following: "director" on line 28

Strike: "of" on line 28 through "services" on line 29

11. Page 5, line 2 through line 3.

Following: "DIRECTOR" on line 2

Strike: "OF" on line 2 through "SERVICES" on line 3

12. Page 5, line 7.

Following: "director"

Strike: "of" through "services"

13. Page 5, line 9.

Following: "of the"

Insert: "Montana"

14. Page 5, line 12 through line 13.

Following: "director" on line 12

Strike: "of" on line 12 through "services" on line 13

15. Page 5, line 16.

Strike: "of public health and human services"

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16. Page 5, line 20.

Following: "director"

Strike: "of" through "services"

Following: "to the"

Insert: "Montana"

17. Page 5, line 22 through line 23.

Following: "department" on line 22

Strike: "of" on line 22 through "services" on line 23

18. Page 5, line 25 through line 26.

Following: "director" on line 25

Strike: "of" on line 25 through "services" on line 26

19. Page 5, line 26 through line 27.

Following: "director" on line 26

Strike: "of" on line 26 through "services" on line 27

20. Page 5, line 28.

Insert: "NEW SECTION. Section 4. Definitions. As used in [sections 2 through 4], the following definitions apply:

 (1) "Correctional facility or program" means a facility or program that is described in 53-1-202 and to which an individual may be ordered by any court of competent jurisdiction.

 (2) "Department" means the department of public health and human services provided for in 2-15-2201.

 (3) "Developmental disabilities facility" has the meaning provided in 53-20-202.

 (4) "Director" means the director of the department of public health and human services.

 (5) "Mental health facility" has the meaning provided in 53-21-102.

 (6) "Mental health professional" has the meaning provided in 53-21-102.

 (7) "Professional person" has the meaning provided in 53-21-102.

 (8) "Residential facility" has the meaning provided in 53-20-102."

Renumber: subsequent sections

21. Page 8, line 1.

Strike: "and 3"

Insert: "through 4"

22. Page 8, line 2.

Strike: "Title 53, chapter 21, part 1" in two places

Insert: "Title 46, chapter 14" in two places

23. Page 8, line 3.

Strike: "and 3"

Insert: "through 4"

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And, as amended, be concurred in. Report adopted.

SB 200, be concurred in. Report adopted.

SB 293, be concurred in. Report adopted.

NATURAL RESOURCES (White, Chair):

4/3/2017

SB 15, be concurred in. Report adopted.

SB 24, be concurred in. Report adopted.

SB 315, be amended as follows:

1. Title, line 5.

Strike: "OVERSIGHT"

Insert: "ADVISORY"

2. Title, page 1, line 7.

Following: "FUNDING;"

Insert: "PROVIDING FUND TRANSFERS AND APPROPRIATIONS;"

Following: "REPORTING;"

Strike: "AND"

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

3. Page 1, line 11.

Strike: "oversight"

Insert: "advisory"

4. Page 1, line 12.

Following: "superfund"

Strike: "oversight"

Insert: "advisory"

Following: "The"

Strike: "oversight"

Insert: "advisory"

5. Page 1, line 14.

Strike: "oversight"

Insert: "advisory"

6. Page 1, line 15.

Following: "quality"

Insert: "or the director's designated representative"

7. Page 1, line 18 through line 19.

Strike: "and" on line 18 through line 19

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8. Page 1, line 20.

Strike: "(i)"

Insert: "(d)"

9. Page 1, line 22.

Strike: "(ii)"

Insert: "(e)"

10. Page 1, line 24.

Strike: "oversight"

Insert: "advisory"

11. Page 1, line 25.

Strike: "oversight"

Insert: "advisory"

12. Page 1, line 26.

Strike: "oversight"

Insert: "advisory"

13. Page 1, line 27.

Strike: "administer"

Insert: "advise the department of environmental quality regarding the administration of"

14. Page 1, line 28.

Strike: "administer"

Insert: "advise the department of environmental quality regarding the administration of"

15. Page 1, line 30.

Strike: "supervise" through "terminate"

Insert: "recommend tasks and work priorities for"

16. Page 2, line 2.

Strike: "oversight"

Insert: "advisory"

17. Page 2, line 5.

Strike: "at the pleasure of"

Insert: "as staff to"

18. Page 2, line 6.

Strike: "oversight"

Insert: "advisory"

19. Page 2, line 8.

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Strike: "oversight team"

Insert: "director of the department of environmental quality or the director's designated representative"

20. Page 2, line 9.

Following: "and the state"

Insert: "by assisting the department of environmental quality"

21. Page 2, line 12.

Following: "implementation of"

Strike: "the"

Following: "cleanup"

Strike: "plan"

Insert: "plans"

22. Page 2, line 13 through line 14.

Strike: "to the department" through "agencies"

Insert: "to the department and, at the department's request, to local governments and appropriate federal agencies"

23. Page 2, line 16.

Strike: "oversight team"

Insert: "director of the department of environmental quality or the director's designated representative"

24. Page 3, line 10.

Strike: "oversight"

Insert: "advisory"

25. Page 6, line 9.

Following: line 8

Insert: "NEW SECTION. Section 6. Transfer of funds. The department of environmental quality is authorized to transfer money as required in [sections 3 and 4]."

Insert: "NEW SECTION. Section 7. Appropriations. There is appropriated to the department of environmental quality in each of the fiscal years 2018 and 2019:

(1) \$120,000 from the Libby asbestos cleanup trust fund for the purposes of [section 3]; and

(2) \$480,000 from the Libby asbestos cleanup operation and maintenance account for the purposes of [section 4]."

Renumber: subsequent section

26. Page 6, line 13.

Following: line 12

Insert: "NEW SECTION. Section 9. Effective date. [This act] is effective July 1, 2017."

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And, as amended, be concurred in. Report adopted.

TAXATION (Essmann, Chair):
SB 94, be amended as follows:

4/4/2017

1. Title, page 1, line 7.

Following: "IMPROVEMENTS;"

Insert: "PROVIDING THAT THE EXEMPTION AMOUNT IS BASED ON INCOME;"

2. Page 1, line 24.

Strike: "150%"

Insert: "200%"

3. Page 1, line 25.

Following: "on the land"

Insert: "or if income is greater than the amount provided in subsection (3)"

4. Page 1, line 27 through page 2, line 1.

Strike: subsection (3) in its entirety

Insert: "(3) (a) Subject to the minimum equalization of value requirement in subsection (4) and the requirements of subsection (6), the land is valued at the percentage of the appraised value of the primary residence and improvements situated on the land that corresponds to income as provided in the following table, and the remainder of the land value is exempt from taxation:

Income Single Person		Income Married Couple Head of Household	% of Appraised Value of Improvements
Less than	\$33,333	Less than \$50,000	200%
\$33,334 - \$40,000		\$50,001 - \$60,000	250%
\$40,001 - \$46,667		\$60,001 - \$70,000	300%
\$46,668 - \$53,333		\$70,001 - \$80,000	350%
\$53,334 - \$60,000		\$80,001 - \$90,000	400%
\$60,001 - \$66,667		\$90,001 - \$100,000	450%
\$66,668 - \$73,333		\$100,001 - \$110,000	500%

(b) The income levels contained in subsection (3)(a) must be adjusted annually using the PCE inflation factor and rounded to the nearest whole dollar amount."

5. Page 2, line 11.

Following: "cycle."

Insert: "A taxpayer may not receive the exemption provided for in this section and the property tax assistance programs provided for in Title 15, chapter 6, part 3."

6. Page 2, line 14.

Following: "and"

Insert: "and"

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7. Page 2, line 15 through line 16.

Strike: subsection (ii) in its entirety

Renumber: subsequent subsections

8. Page 2, following line 26.

Insert: "(a) "Income" means the federal adjusted gross income excluding capital and income losses of an applicant and the applicant's spouse as calculated on the Montana income tax return for the prior tax year."

Renumber: subsequent subsections

9. Page 3, line 2.

Strike: "(7)(A)(I)"

Insert: "(7)(b)(i)"

10. Page 3, line 8.

Following: line 7

Insert: "(c) "PCE" has the meaning provided in 15-6-301.

(d) "PCE inflation factor" for a tax year means the PCE for March of the prior tax year before the tax year divided by the PCE for March 2018."

Renumber: subsequent subsections

11. Page 14, line 19.

Insert: "NEW SECTION. Section 5. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

SB 126, be amended as follows:

1. Title, page 1, line 7.

Strike: "SECTIONS"

Insert: "SECTION"

Strike: "AND 15-2-302"

2. Page 2, line 9.

Following: "(3)"

Insert: "(a) Except as provided in subsection (3)(b), the state tax appeal board shall consider an independent appraisal provided by the taxpayer if the appraisal is conducted by a Montana licensed appraiser and the appraisal was prepared using data collected within 6 months of the valuation date. If the state board does not use the appraisal provided by the taxpayer in conducting the appeal, the state board shall provide to the taxpayer the reason for not using the appraisal."

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(b)"

3. Page 2, line 9.

Strike: "the property"

Insert: "residential property that has been owned by the taxpayer for at least 5 consecutive years"

4. Page 2, line 11.

Following: "APPRAISAL"

Insert: "is conducted by a Montana licensed appraiser and"

5. Page 2, line 12 through 13.

Strike: "valuation"

Strike: "that" on line 12 through "appraisers" on line 13

Insert: "provided for in subsection (3)(a)"

6. Page 3, line 7 through page 4, line 7.

Strike: section 2 in its entirety

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

SB 143 - The Senate failed to concur in the House Amendments to **SB 143**, and by motion, the President was authorized to appoint a **Free** Conference Committee to confer on **SB 143** and requests the House appoint a like committee. The President appointed the following members:

4/4/2017

Senator Lang, Chair
Senator Osmundson
Senator F. Smith

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

4/3/2017

HB 333, introduced by Garner
HB 348, introduced by P. Webb
HB 402, introduced by Essmann
HB 426, introduced by Price
HB 507, introduced by Mandeville
HB 510, introduced by A. Hertz
HB 516, introduced by Dudik
HB 533, introduced by Court

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House bills concurred in and returned to the House:

4/3/2017

HB 97, introduced by Loge
HB 140, introduced by Stewart-Peregoy
HB 324, introduced by Hamlett
HB 334, introduced by Knokey
HB 360, introduced by Hamlett
HB 427, introduced by A. Knudsen
HB 456, introduced by Mandeville
HB 469, introduced by Sheldon-Galloway
HB 476, introduced by Hayman
HB 482, introduced by Eck
HB 492, introduced by Hayman
HB 495, introduced by Dunwell
HB 537, introduced by Curdy

MESSAGES FROM THE GOVERNOR

April 3, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Monday, April 3, 2017, I signed the following bills:

HB 64 - K. Dudik
HB 183 - K. Flynn
HB 282 - M. Cuffe
HB 316 - K. Holmlund
HB 388 - G. Hertz
HB 421 - R. Brodehl
HB 520 - R. Fitzgerald
HB 523 - C. Knudsen

Sincerely,

STEVE BULLOCK
Governor

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FIRST READING AND COMMITMENT OF BILLS

The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 32, introduced by M. Dunwell, M. Ryan, C. Schreiner, referred to Education.

HJR 33, introduced by B. Bennett, J. Bachmeier, R. Cook, G. Custer, J. Fleming, F. Garner, E. Greef, D. Hayman, A. Hertz, J. Karjala, W. McKamey, J. Price, W. Sales, R. Shaw, B. Smith, K. Swanson, J. Trebas, B. Usher, P. Webb, S. Webber, referred to State Administration.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Fern in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 42 - Representative Flynn moved **SB 42** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 99 - Representative Berglee moved **SB 99** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef,

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Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 158 - Representative Staffanson moved **SB 158** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 79

Nays: Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cook, Galloway, Galt, Glimm, Hopkins, C Knudsen, Manzella, Noland, Regier, Rosendale, Stewart-Per, Trebas, Tschida, Usher, Windy Boy.

Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 268 - Representative Wagoner moved **SB 268** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dunwell, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef,

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Grubbs, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 270 - Representative McKamey moved **SB 270** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: Lynch.

Total 1

SB 271 - Representative Wagoner moved **SB 271** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs,

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Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Beard, B. Brown, Ehli, Glimm, Harris, C Knudsen, Mandeville, Redfield, Rosendale, Staffanson.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 284 - Representative Galt moved **SB 284** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Galloway, Manzella, Mortensen.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 286 - Representative M. Regier moved **SB 286** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik,

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Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Olsen, Ryan.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 287 - Representative Fitzgerald moved **SB 287** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Beard, Doane, Kipp III, C Knudsen, Manzella, Mortensen, Redfield, Rosendale, Stewart-Per.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 291 - Representative Lynch moved **SB 291** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, B. Brown, Z.

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Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Beard, Brodehl, Cuffe, Galloway, Harris, C Knudsen, Regier, Rosendale, Skees, White.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 292 - Representative Lynch moved **SB 292** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 84

Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Galloway, Glimm, Harris, Jones, C Knudsen, Regier, Rosendale, Staffanson, Tschida, Zolnikov.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Fern moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop,

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Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 97

Nays: Zolnikov.

Total 1

Excused: None.

Total 0

Absent or not voting: Doane, Patelis.

Total 2

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 289 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Lynch.

Total 1

Excused: None.

Total 0

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Absent or not voting: Doane, Patelis.

Total 2

HB 298 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 93

Nays: Galloway, Rosendale, Tschida, Usher, Zolnikov.

Total 5

Excused: None.

Total 0

Absent or not voting: Doane, Patelis.

Total 2

HB 328 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: Doane, Patelis.

Total 2

HB 349 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: Doane, Patelis.

Total 2

HB 355 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: Doane, Patelis.

Total 2

SB 7 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, G Hertz, Holmlund, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Harris, Hayman, A Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods, Zolnikov.

Total 42

Excused: None.

Total 0

Absent or not voting: Doane, Patelis.

Total 2

SB 17 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 78

Nays: Beard, Brodehl, Burnett, Flynn, Galloway, Galt, Glimm, Gunderson, A Hertz, Lavin, Lenz, Manzella, Noland, Redfield, Regier, Rosendale, Skees, Staffanson, Trebas, Tschida.

Total 20

Excused: None.

Total 0

Absent or not voting: Doane, Patelis.

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Total 2

MOTIONS

Representative Ehli moved to re-refer **SB 271** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved the Speaker be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on Senate Amendments to **HB 280**.

Motion carried. Speaker Knudsen appointed:

4/4/2017

Representative Berglee
Representative Brodehl
Representative Perry

Representative Ehli moved the Speaker accede to the request of the Senate and be authorized to appoint a Free Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 143**. Motion carried. Speaker Knudsen appointed:

4/4/2017

Representative Fern
Representative Mandeville
Representative Staffanson

Representative Flynn moved to reconsider action on **HB 98** and that **HB 98** be placed on third reading on the 71st legislative day.

Motion **failed** as follows:

Yeas: Anderson, Beard, Berglee, Brodehl, B. Brown, Ehli, Essmann, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Trebas, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 45

Nays: Abbott, Bachmeier, Ballance, Bartel, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lenz, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Webber, Welch, Windy Boy, Woods.

Total 53

Excused: None.

Total 0

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Absent or not voting: Doane, Patelis.

Total 2

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 11:00 a.m., Wednesday, April 5, 2017.
Motion carried.

House adjourned at 2:07 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SEVENTY-FIRST LEGISLATIVE DAY**

Helena, Montana
April 5, 2017

House Chambers
State Capitol

House convened at 11:00 a.m. Mr. Speaker presiding. Invocation by Representative Glimm. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

COMMUNICATIONS AND PETITIONS

Mr. Speaker: We, your committee on Legislative Administration, having examined the daily journals for the twenty-sixth, twenty-seventh, twenty-eighth, twenty-ninth, and thirtieth legislative days, find the same to be correct.

Representative Ricci, Chair

BILLS (Ricci, Chair):

4/5/2017

Correctly printed: **HB 611, HJR 27, HJR 32, HJR 33, HR 4, SB 15, SB 21, SB 24, SB 42, SB 43, SB 44, SB 60, SB 63, SB 92, SB 93, SB 99, SB 120, SB 126, SB 139, SB 145, SB 154, SB 158, SB 198, SB 200, SB 227, SB 242, SB 260, SB 268, SB 270, SB 271, SB 284, SB 286, SB 287, SB 291, SB 292, SB 293, SB 294, SB 341.**

Correctly engrossed: **HJR 28, SB 63, SB 64, SB 92, SB 94, SB 120, SB 126, SB 145, SB 208, SB 283, SB 299, SB 307, SB 315.**

Correctly enrolled: **HB 97, HB 108, HB 140, HB 198, HB 200, HB 231, HB 248, HB 251, HB 266, HB 289, HB 298, HB 334, HB 349, HB 355, HB 360, HB 427, HB 456, HB 469, HB 476, HB 482, HB 492, HB 495, HB 537.**

Examined by the sponsor and found to be correct: **HB 97, HB 140, HB 156, HB 198, HB 200, HB 231, HB 248, HB 251, HB 266, HB 289, HB 298, HB 324, HB 334, HB 349, HB 355, HB 360, HB 456, HB 469, HB 476, HB 482, HB 492, HB 495, HB 537.**

Signed by the Speaker at 10:00 a.m., April 5, 2017: **HB 22, HB 45, HB 83, HB 101, HB 103, HB 108, HB 128, HB 147, HB 149, HB 168, HB 444, HB 539.**

Signed by the Chief Clerk of the House at 10:40 a.m., April 5, 2017: **HB 22, HB 45, HB 83, HB 101, HB 103, HB 108, HB 128, HB 147, HB 149, HB 168, HB 444, HB 539.**

Signed by the President at 5:00 p.m., April 5, 2017: **HB 22, HB 45, HB 83, HB 101, HB 103, HB 108, HB 128, HB 147, HB 149, HB 168, HB 444, HB 539.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

4/4/2017

SB 43, be concurred in. Report adopted.

BUSINESS AND LABOR (Noland, Chair):

4/5/2017

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SB 344, be amended as follows:

1. Page 1, line 14.

Following: "license"

Insert: "-- definition"

2. Page 2, line 26.

Following: "ownership interest"

Insert: "in the liquor license or the licensee's business"

Following: "guarantor"

Strike: "in the liquor license or the licensee's business"

Insert: "if the department determines the borrower, coborrower, guarantor, and owner or owners of the assets pledged as collateral meet the requirements of 16-4-401"

3. Page 2, line 29.

Strike: ", subject to" through "16-4-401"

4. Page 2, line 30.

Strike: ", subject to" through "16-4-401"

5. Page 3, line 3 through line 4.

Strike: ", subject to the" on line 3 through "16-4-401" on line 4

6. Page 3, line 24 through line 26.

Strike: "borrowing entity" on line 24 through "guarantor" on line 26

Insert: "borrower, an owner of the licensee"

Following: "payment on" on line 26

Strike: "an"

Insert: "the"

Strike: "secured by a liquor license" on line 26

7. Page 3.

Following: line 27

Insert: "(a) the party making the payment must be vetted and approved prior to making the payment;"

Renumber: subsequent subsections

8. Page 4, line 4.

Strike: "coborrower's or guarantor's"

Insert: "party's"

Following: "own funds"

Strike: " "

Insert: "or"

9. Page 4, line 5.

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Strike: ", or funds borrowed" through "16-4-401"

10. Page 4, line 6.

Following: "If a"

Insert: "borrower,"

Following: "coborrower"

Insert: ", "

Strike: "a shareholder" through "borrowing entity"

Insert: "the licensee or an owner of the licensee"

11. Page 4, line 7 through line 8.

Strike: "an" on line 7

Insert: "the"

Strike: "secured by" on line 7 through "subsection (6)" on line 8

Insert: ", and the payment does not create an undisclosed ownership interest in the liquor license by the borrower, coborrower, or guarantor only if"

12. Page 4, line 9.

Strike: "must notify"

Insert: "notifies"

13. Page 4, line 10.

Strike: "must be"

Insert: "is"

14. Page 4, line 11.

Strike: "must be"

Insert: "are"

Following: "guarantor's own funds"

Strike: " "

Insert: "or"

15. Page 4, line 12.

Strike: ", or funds borrowed" through "16-4-401"

16. Page 4.

Following: line 16

Insert: "(8) For the purposes of subsections (5) and (6), the term \"borrower\" means the party that is primarily responsible for making payments and that receives the funds or on whose behalf the funds were paid."

17. Page 4, line 19.

Following: "interest"

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Insert: "-- definition"

18. Page 5, line 1.

Following: "interest"

Insert: "in the licensee's business"

Following: "guarantor"

Strike: "in the licensee's business"

Insert: "if the department determines the borrower, coborrower, guarantor, and owner or owners of the assets pledged as collateral meet the requirements of 23-5-176"

19. Page 5, line 4.

Strike: ", subject to" through "23-5-176"

20. Page 5, line 5.

Strike: ", subject to" through "23-5-176"

21. Page 5, line 8 through line 9.

Strike: ", subject to the" on line 8 through "23-5-176" on line 9

22. Page 5, line 10 through line 12.

Strike: "borrowing entity" on line 10 through "guarantor" on line 12

Insert: "borrower, an owner of the licensee"

Following: "payment on the"

Strike: "borrowing entity's"

23. Page 5, line 20.

Strike: "coborrower's or guarantor's"

Insert: "party's"

Following: "own funds"

Strike: " "

Insert: "or"

24. Page 5, line 21.

Strike: ", or funds borrowed" through "23-5-176"

25. Page 5, line 22.

Following: "If a"

Insert: "borrower,"

Following: "coborrower"

Insert: " ,"

Strike: "a shareholder" through "entity"

Insert: "the licensee or an owner of the licensee"

26. Page 5, line 23 through line 24.

Strike: "borrowing entity's" on line 23

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Following: "loan" on line 23

Strike: ". If a payment is made" on line 23 through "subsection (6)" on line 24

Insert: ", and the payment does not create an undisclosed ownership in the licensee's business by the borrower, coborrower, or guarantor only if"

27. Page 5, line 25.

Strike: "must notify"

Insert: "notifies"

28. Page 5, line 26.

Strike: "must be"

Insert: "is"

29. Page 5, line 27.

Strike: "must be"

Insert: "are"

Following: "own funds"

Strike: " "

Insert: "or"

30. Page 5, line 28.

Strike: ", or funds borrowed" through "23-5-176"

31. Page 6.

Following: line 1

Insert: "(8) For the purposes of subsections (5) and (6), the term \"borrower\" means the party that is primarily responsible for making payments and that receives the funds or on whose behalf the funds were paid."

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

4/5/2017

HB 2, introduced by Ballance

HB 99, introduced by Z. Brown

HB 100, introduced by Bennett

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MESSAGES FROM THE GOVERNOR

April 4, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Tuesday, April 4, 2017, I signed the following bills:

HB 137 - M. Funk
HB 175 - J. Hamilton
HB 285 - W. McKamey
HB 323 - G. Pierson
HB 350 - P. Webb
HB 362 - E. Hill Smith
HB 396 - B. Grubbs

I am also returning House Bill 367 - B. Beard with amendments.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House resolution was introduced, read first time, and referred to committee:

HR 4, introduced by J. Eck, referred to Business and Labor.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Skees in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

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SB 294 - Representative Ehli moved consideration of **SB 294** be placed at the top of the second reading board. Motion carried.

SB 307 - Representative Ehli moved consideration of **SB 307** be passed for the day. Motion carried.

SB 294 - Representative Garner moved **SB 294** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Windy Boy.
Total 1

SB 64 - Representative Brodehl moved consideration of **SB 64** be placed at the bottom of the second reading board. Motion carried.

HB 73 - Senate Amendments - Representative Lynch moved Senate Amendments to **HB 73** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.

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Total 96

Nays: Hopkins, Rosendale, White.

Total 3

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

HB 402 - Senate Amendments - Representative Essmann moved Senate Amendments to **HB 402** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Manzella, White.

Total 2

Excused: None.

Total 0

Absent or not voting: Windy Boy.

Total 1

SB 63 - Representative Patelis moved **SB 63** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson,

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Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Redfield.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 92 - Representative M. Regier moved **SB 92** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Lavin.

Total 1

SB 120 - Representative Ricci moved **SB 120** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield,

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Ricci, Rosendale, Ryan, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: McKamey, Regier, Sales, White.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 126 - Representative Fern moved **SB 126** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curtis, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Peppers, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 72

Nays: Abbott, Bachmeier, Bennett, Bishop, Curdy, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Lynch, McConnell, Morigeau, Olsen, Pierson, Price, Ryan, Schreiner, Swanson, Webber, Windy Boy, Woods.

Total 27

Excused: None.

Total 0

Absent or not voting: Patelis.

Total 1

SB 145 - Representative Kelker moved **SB 145** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Cuffe, Custer, Dunwell, Essmann, Fern, Fitzgerald, Flynn, Garner, Glimm, Greef, Grubbs, Harris, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, Mortensen, Noland, Olsen, Patelis, Pierson, Redfield, Ricci, Sales, Shaw, Skees, Trebas, Tschida, Usher, Vinton, Webb, Welch, White, Zolnikov.

Total 55

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Nays: Bachmeier, Beard, Burnett, Court, Curdy, Curtis, Doane, Dudik, Eck, Ehli, Ellis, Fleming, Funk, Galloway, Galt, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Karjala, Keane, Kipp III, Lynch, McConnell, McKamey, Morigeau, O'Hara, Peppers, Perry, Price, Regier, Rosendale, Ryan, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Wagoner, Webber, Windy Boy, Woods, Mr. Speaker.
Total 45

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Skees moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.
Total 95

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Brodehl, Custer, Dudik, Greef, Mr. Speaker.
Total 5

MOTIONS

Representative Ehli moved to re-refer **SB 294** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 126** to the Appropriations Committee. Without objection, so ordered.

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Representative Ehli moved to re-refer **SB 145** to the Appropriations Committee. Without objection, so ordered.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Skees in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 208 - Representative Harris moved **SB 208** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Doane, Dunwell, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 65

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Eck, Ellis, Fern, Fleming, Funk, Garner, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, McCarthy, McConnell, Morigeau, Perry, Pierson, Price, Ryan, Schreiner, Swanson, Webber, Woods.

Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 282 - Representative Manzella moved **SB 282** be concurred in.

SB 282 - Representative Brodehl moved for cloture. Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, O'Hara,

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Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 64

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Swanson, Webber, Woods.

Total 34

Excused: None.

Total 0

Absent or not voting: Dudik, Noland.

Total 2

SB 282 - Representative Harris moved for cloture. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Eck, Ehli, Essmann, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 69

Nays: Abbott, Bachmeier, Bennett, Bishop, Curdy, Curtis, Dunwell, Ellis, Fern, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Swanson, Webber, Woods.

Total 29

Excused: None.

Total 0

Absent or not voting: Dudik, Shaw.

Total 2

SB 282 - Be concurred in motion for **SB 282** carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis,

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Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 283 - Representative Usher moved **SB 283** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Brodehl, Burnett, Galloway, Hayman, Lenz, Olsen, Rosendale, Schreiner.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 306 - Representative Mandeville moved **SB 306** be concurred in. Motion **failed** as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, Patelis, Regier, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, Zolnikov, Mr. Speaker.

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Total 44

Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Welch, White, Windy Boy, Woods.

Total 56

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 314 - Representative Mortensen moved **SB 314** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 85

Nays: Court, Dunwell, Ellis, Essmann, Fern, Hamilton, Hayman, Kipp III, Loge, Olsen, Ryan, Schreiner, Staffanson, Swanson, Woods.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 319 - Representative Kipp III moved **SB 319**, second reading copy, be amended as follows:

1. Title, page 1, line 8.

Strike: "PROVIDING AN EXCEPTION;"

2. Page 1, line 17.

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Strike: "(A) EXCEPT AS PROVIDED IN SUBSECTION (2)(B), A"

Insert: "A"

3. Page 1, line 19 through line 21.

Strike: line 19 through line 21 in their entirety

Amendment adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods, Zolnikov.

Total 51

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 319 - Representative Webber moved **SB 319**, as amended, be concurred in. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 69

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Ehli, Flynn, Galloway, Galt, Glimm, Gunderson, G Hertz, Knokey, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Mr. Speaker.

Total 31

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 325 - Representative Anderson moved **SB 325** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Brodehl, Burnett.

Total 2

Excused: None.

Total 0

Absent or not voting: Mandeville, Patelis.

Total 2

SJR 13 - Representative Lynch moved **SJR 13** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: B. Brown, G Hertz, Hopkins, C Knudsen, Rosendale.

Total 5

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 18 - Representative A. Hertz moved **SJR 18** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: G Hertz, Hopkins, Redfield, Rosendale.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 64 - Representative Brodehl moved **SB 64**, second reading copy, be amended as follows:

1. Page 18, following line 24.

Insert: "COORDINATION SECTION. Section 21. Coordination instruction. If both Senate Bill No. 294 and [this act] are passed and approved, then [section 2 of this act] must read as follows:

"NEW SECTION. Section 2. Compensation of board members. (1) Board members must be paid a salary within the ~~pay band, as defined in 2-18-101, determined occupational wage range for the occupation designated by the department of administration as provided in subsection (2).~~ Board members must receive longevity, expense reimbursement, leave, insurance, and other benefits provided to classified state employees under Title 2, chapter 18, and must receive pay adjustments consistent with those required by the legislature for state employees in 2-18-303 and 2-18-304.

(2) The department of administration shall determine the appropriate occupation ~~and pay band~~ for the board members in the same manner that it determines the occupation ~~and pay bands~~ for employees in state government pursuant to Title 2, chapter 18.

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(3) The governor shall set the salary of the board members within the ~~pay-band~~ occupational wage range established by the department of administration."

Renumber: subsequent sections

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 64 - Representative Brodehl moved **SB 64**, as amended, be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Bartel, Essmann, G Hertz, Staffanson.

Total 4

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Skees moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 91

Nays: Hamilton, G Hertz, Karjala, McCarthy, Morigeau, Schreiner, Skees, Woods.

Total 8

Excused: None.

Total 0

Absent or not voting: Dudik.

Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 42 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith,

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Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 44 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Beard, Burnett, Galloway, Rosendale.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 60 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson,

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Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 99 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 139 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price,

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Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Curdy, Olsen, Ryan.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 158 concurred in as follows:

Yeas: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 69

Nays: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Hopkins, Kipp III, C Knudsen, Lavin, Manzella, Noland, Redfield, Regier, Rosendale, Trebas, Tschida, Usher, Windy Boy.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 268 concurred in as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dunwell, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

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Total 61

Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 270 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 284 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale,

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Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 96

Nays: Galloway, Manzella, Mortensen, Zolnikov.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 286 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 95

Nays: Olsen, Peppers, Stewart-Per, Windy Boy, Woods.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 287 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen,

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Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Beard, Kipp III, C Knudsen, Manzella, Mortensen, Redfield, Regier, Rosendale, Stewart-Per.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 291 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: Beard, Brodehl, B. Brown, Galloway, Harris, C Knudsen, Manzella, Regier, Rosendale, Skees, White, Windy Boy.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 292 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen,

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Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 82

Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Cuffe, Galloway, Glimm, Gunderson, Harris, Jones, C Knudsen, Redfield, Regier, Rosendale, Tschida, Zolnikov.

Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):
SB 294, be concurred in. Report adopted.

4/5/2017

LOCAL GOVERNMENT (Greef, Chair):
HJR 31, be adopted. Report adopted.

4/4/2017

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SB 372, be concurred in. Report adopted.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE
on **Senate Bill 59**
Report No. 001, April 5, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 59** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 59** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 6.

Strike: "BOARD OF CRIME CONTROL"

Insert: "OFFICE OF COURT ADMINISTRATOR"

Following: "PRETRIAL"

Strike: "GRANT"

2. Title, page 1, line 8.

Strike: "PROGRAMS"

Insert: "PROSECUTION DIVERSION PROGRAM"

3. Title, page 1, line 14.

Following: "OFFENDERS;"

Insert: "REQUIRING THE COLLECTION OF CERTAIN DATA AND THE PROVISION OF CERTAIN REPORTS;"

4. Title, page 1, line 16.

Strike: "SECTION"

Insert: "SECTIONS 3-1-702 AND"

5. Page 1, line 23.

Strike: "board of crime control"

Insert: "office of court administrator"

Following: "pretrial"

Strike: "grant program to encourage local adoption of"

Insert: "program for felony defendants that includes the use of"

6. Page 1, following line 26.

Insert: "(2) The office of court administrator may use program funds to:

(a) develop, implement, and administer the pretrial program; and

(b) make allocations to counties or nonprofit organizations contracting with a county to provide pretrial services."

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Renumber: subsequent subsections

7. Page 1, line 27.

Strike: "Grant"

Insert: "Allocated"

8. Page 1, line 28.

Following: "pretrial"

Insert: "felony"

9. Page 1, line 28 through line 29.

Strike: "A county" on line 28 through "a grant." on line 29

10. Page 1, line 30.

Strike: "board"

Insert: "office"

11. Page 2, line 1.

Following: "services"

Strike: ", " through "funds"

Insert: "and activities and the criteria for the allocation of program funds, including that courts accepting funds must use a validated risk assessment tool to assign release conditions and determine placement options"

12. Page 2, line 2.

Following: "funds by"

Insert: "counties and"

13. Page 2, line 3.

Following: "section;"

Strike: "and"

Insert: "(d) establish an advisory council that includes local and district court judges and other stakeholders to provide guidance to the office; and"

Renumber: subsequent subsections

14. Page 2, line 4.

Strike: "adopt rules"

Insert: "develop policies and procedures"

Following: "section"

Insert: ", subject to approval of the supreme court"

15. Page 2, line 5.

Strike: "Grants"

Insert: "Funds"

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16. Page 2, line 6.

Strike: "board"

Insert: "office"

17. Page 2, line 7.

Strike: "(4)(b)"

Insert: "(5)(b)"

18. Page 2, line 8.

Strike: "board"

Insert: "office"

19. Page 2, line 29.

Strike: "12"

Insert: "15"

20. Page 2, line 30 through page 3, line 2.

Strike: subsection (A) in its entirety

Insert: "(a) (i) two members of the house of representatives, one selected by the speaker of the house and one by the house minority leader; and

(ii) two members of the senate, one selected by the president of the senate and one selected by the senate minority leader;"

21. Page 3, line 16 through line 17.

Strike: subsection (IV) in its entirety

Insert: "(iv) two representatives of community corrections providers, one of whom must represent a treatment facility and one of whom must represent a prerelease center."

22. Page 3, line 22 through line 23.

Following: "2015"

Strike: "1" on line 22 through "RECOMMENDATIONS" on line 23

23. Page 3, line 26.

Following: "RECOMMENDATIONS"

Following: ", including data related to the programs established in [sections 1 and 2]"

24. Page 4, following line 1.

Insert: "(4) Data evaluation performed by the council must:

- (a) assess the current electronic records utilized by criminal justice agencies;
- (b) review and list all variables collected in each agency's information management system;
- (c) establish a baseline for historical data comparisons;
- (d) determine whether data is linked to specific offenders through a unique identifying factor;
- (e) review archival data and agencies' data retention policies;

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(f) determine whether presentence investigation reports are completed electronically in the department of corrections' case management system within established statutory timelines;

(g) review any established data protocols for pretrial services;

(h) assess if the data collected or recommended to be collected on offenders and programs will provide criminal justice agencies, the legislature, and the public adequate information to determine whether correctional programs produce standardized outcomes across the state and are an efficient use of state resources; and

(i) review and suggest improvements for behavioral health screening instruments and other screening instruments as needed to ensure the integrity of data that is captured in criminal justice agencies' information management systems.

(5) The council shall examine the feasibility of creating and maintaining a public portal through which criminal justice data can be accessed, including data on court case filings, correctional populations, and historical and legacy data sets."

Renumber: subsequent subsections

25. Page 4, line 6.

Strike: "AND"

26. Page 4, line 7.

Following: "REFORMS"

Insert: "; and

(d) a narrative of the council's progress on establishing data collection and uniformity standards and any changes that have been implemented as a result of the council's work"

27. Page 4, line 8.

Strike: "IMPLEMENTATION" through "WITH"

28. Page 4, line 9.

Following: "REFORMS"

Strike: ", "

Following: "AND"

Insert: "to"

29. Page 5, line 1.

Following: "INCLUDE"

Insert: ": (a)"

30. Page 5, line 2.

Following: "2015"

Strike: ", AND"

Insert: "; (b)"

31. Page 5, line 4.

Following: "METRICS"

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Insert: "; and

(c) the results of initial and ongoing program evaluations that the department is required by [section 6] to conduct, including any identified program deficiencies and the department's plan to correct those deficiencies"

32. Page 5, line 10.

Following: "GRID"

Insert: " -- report"

33. Page 5, line 19.

Following: "EXHAUST"

Insert: "and document"

34. Page 5, following line 19.

Insert: "(2) The grid must recommend the least restrictive placement for offenders based on the result of a validated risk and needs assessment. Placement decisions must be documented in the offender's file and must indicate any other less secure sanction options considered by the probation and parole officer before utilizing a higher level of custody."

Renumber: subsequent subsections

35. Page 5, line 22.

Following: "PAROLE;"

Strike: "AND"

36. Page 5, line 24.

Following: "LAW ENFORCEMENT PERSONNEL,"

Strike: "AND"

Following: "DETENTION CENTER PERSONNEL"

Strike: "."

Insert: ", contracted service providers, and other interested personnel;"

37. Page 5, line 25.

Strike: "(3) THE DEPARTMENT SHALL"

Insert: "(c)"

Following: "ENSURE"

Insert: "that"

38. Page 5, line 27.

Following: "STATE"

Strike: " "

Insert: "; (d) ensure that the guidance and procedures established in the grid consider community safety and the needs of the victim and offender;
(e) collect data relating to placement decisions based on the grid; and
(f) aggregate collected data and provide a report to the law and justice interim

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committee each biennium."

39. Page 5, line 30.

Following: "SERVICES"

Insert: " -- report"

40. Page 6, line 4.

Following: "ADOPT"

Strike: "A"

Insert: "an evidence-based"

Following: "THAT"

Strike: "ENSURES" through "PRACTICES;"

Insert: "measures how closely correctional programs meet the known principles of effective intervention. The tool must measure program content and capacity to ensure the delivery of effective interventions for offenders."

41. Page 6, line 6.

Following: "ENSURE"

Insert: "that"

42. Page 6, line 12.

Following: "STANDARDS FOR"

Strike: "THE"

Following: "HEALTH"

Insert: "PROGRAMS"

43. Page 6, following line 14.

Insert: "(6) The department shall:

(a) develop and maintain a list of evidence-based treatment curriculums to be utilized in programs operated by or under contract with the department with priority being placed on adopting treatment curriculums that are in the public domain and evidence-based; and

(b) report the results of all initial and ongoing program evaluations to the law and justice interim committee each interim, including any identified program deficiencies and the department's plan to correct those deficiencies."

Renumber: subsequent subsections

44. Page 6, line 15.

Following: "ENSURE"

Insert: "that"

45. Page 6, line 16 through 17.

Strike: "INCLUDE" on line 16 through "PRACTICES" on line 17

Insert: "contain:

(a) minimum program standards that adhere to the evidence-based program evaluation

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tool adopted as required in subsection (2);

(b) offender eligibility criteria for program entry with the contractor; and

(c) program dosage requirements that conform to evidence-based practices"

46. Page 6, line 18.

Insert: "Section 7. Section 3-1-702, MCA, is amended to read:

"3-1-702. Duties. The court administrator is the administrative officer of the court.

Under the direction of the supreme court, the court administrator shall:

(1) prepare and present judicial budget requests to the legislature, including the costs of the state-funded district court program;

(2) collect, compile, and report statistical and other data relating to the business transacted by the courts and provide the information to the legislature on request;

(3) report annually to the law and justice interim committee and at the beginning of each regular legislative session report to the house appropriations subcommittee that considers general government on the status of development and procurement of information technology within the judicial branch, including any changes in the judicial branch information technology strategic plan and any problems encountered in deploying appropriate information technology within the judicial branch. The court administrator shall, to the extent possible, provide that current and future applications are coordinated and compatible with the standards and goals of the executive branch as expressed in the state strategic information technology plan provided for in 2-17-521.

(4) recommend to the supreme court improvements in the judiciary;

(5) administer legal assistance for indigent victims of domestic violence, as provided in 3-2-714;

(6) administer state funding for district courts, as provided in chapter 5, part 9;

(7) administer and report on the child abuse court diversion pilot project provided in 41-3-305;

(8) administer the pretrial program provided for in [section 1];

~~(8)~~(9) administer the judicial branch personnel plan; and

~~(9)~~(10) perform other duties that the supreme court may assign. (Subsection (7) terminates June 30, 2017--sec. 7, Ch. 376, L. 2015.)"

Renumber: subsequent sections

47. Page 6, line 26.

Strike: subsection (b) in its entirety

Renumber: subsequent subsections

48. Page 7, line 27.

Strike: "[SECTIONS 1 AND 2] ARE"

Insert: "[Section 1] is"

49. Page 7, line 28.

Following: "INTEGRAL PART OF"

Strike: "TITLE 44, CHAPTER 4, PART 3,"

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Insert: "Title 3, chapter 1, part 7,"

50. Page 7, line 28 through line 29.

Strike: "TITLE 44" on line 28 through "3," on line 29

Insert: "Title 3, chapter 1, part 7,"

51. Page 7, line 29.

Strike: "[SECTIONS 1 AND 2]."

Insert: "[section 1]."

(2) [Section 2] is intended to be codified as an integral part of Title 44, chapter 4, part 3, and the provisions of Title 44, chapter 4, part 3, apply to [section 2]."

Renumber: subsequent subsections

52. Page 8, line 12.

Following: "APPROPRIATION"

Insert: "for the purposes of funding [section 3]"

53. Page 8, line 14.

Strike: "9"

Insert: "10"

54. Page 8, following line 14.

Insert: "(3) If House Bill No. 2 is passed and approved and if it does not include funding for the pretrial program established in [section 1], then [sections 1, 7, and 8] are void."

55. Page 8, line 16.

Strike: "SUBSECTIONS"

Insert: "section"

Strike: "AND (3)"

56. Page 8, line 18 through line 19.

Strike: subsection (2) through subsection (3) in their entirety

Insert: "(2) [Sections 1, 2, 7, 8, and 10] are effective July 1, 2017."

For the Senate:

K. Regier, Chair
Vincent
Wolken

For the House:

Lynch, Vice Chair
Brodehl
Patelis

HOUSE JOURNAL
SEVENTY-FIRST LEGISLATIVE DAY - APRIL 5, 2017

MOTIONS

Representative Ehli moved to re-refer **SB 283** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved that the Speaker be authorized to appoint a Free Conference Committee to meet with a like committee from the Senate to confer on Senate Amendments to **HB 145**. Motion carried. Speaker Knudsen appointed:

4/5/2017

Representative Z. Brown
Representative Grubbs
Representative Trebas

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 11:00 a.m., Thursday, April 6, 2017. Motion carried.

House adjourned at 3:08 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SEVENTY-SECOND LEGISLATIVE DAY**

Helena, Montana
April 6, 2017

House Chambers
State Capitol

House convened at 11:00 a.m. Mr. Speaker presiding. Invocation by Representative Curtis.
Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (Ricci, Chair):

4/6/2017

Correctly printed: **HB 126, HB 239, HJR 31, SB 208, SB 282, SB 283, SB 294, SB 314, SB 325, SB 372, SJR 13, SJR 18.**

Correctly engrossed: **SB 64, SB 197, SB 319, SB 344.**

Correctly enrolled: **HB 328.**

Examined by the sponsor and found to be correct: **HB 328.**

Transmitted to the Senate: **HB 63, HB 64, HB 92, HB 120, HB 126, HB 208, HB 239, HB 282, HB 283, HB 294, HB 314, HB 325, HB 611, SB 43, SB 319, SJR 13, SJR 18.**

Signed by the Speaker at 8:30 a.m., April 6, 2017: **HB 97, HB 140, HB 156, HB 198, HB 200, HB 231, HB 248, HB 251, HB 266, HB 289, HB 298, HB 324, HB 334, HB 349, HB 355, HB 360, HB 427, HB 456, HB 469, HB 476, HB 482, HB 492, HB 495, HB 537.**

Signed by the Chief Clerk of the House at 9:00 a.m., April 6, 2017: **HB 97, HB 140, HB 156, HB 198, HB 200, HB 231, HB 248, HB 251, HB 266, HB 289, HB 298, HB 324, HB 334, HB 349, HB 355, HB 360, HB 427, HB 456, HB 469, HB 476, HB 482, HB 492, HB 495, HB 537.**

Delivered to the Governor at 10:15 a.m., April 6, 2017: **HB 22, HB 45, HB 83, HB 101, HB 103, HB 108, HB 128, HB 147, HB 149, HB 168, HB 444, HB 539.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

4/5/2017

HB 239, do pass. Report adopted.

SB 126, be concurred in. Report adopted.

SB 271, be amended as follows:

1. Title, page 1, line 9.

Following: "AUTHORITY;"

Insert: "PROVIDING AN APPROPRIATION;"

2. Title, page 1, line 16.

Strike: "AN IMMEDIATE EFFECTIVE DATE"

Insert: "EFFECTIVE DATES"

HOUSE JOURNAL
SEVENTY-SECOND LEGISLATIVE DAY - APRIL 6, 2017

3. Page 3.

Following: line 12

Insert: "NEW SECTION. Section 6. Appropriation. There is appropriated \$500,000 from the general fund to the department of public health and human services for the fiscal year beginning July 1, 2017, for a Boulder development fund to be administered by the director of the department."

Renumber: subsequent sections

4. Page 3, line 22.

Strike: "date"

Insert: "dates"

Strike: "[This act]"

Insert: "(1) Except as provided in subsection (2), [this act]"

5. Page 3, line 23.

Insert: "(2) [Section 6] is effective July 1, 2017."

And, as amended, be concurred in. Report adopted.

SB 283, be concurred in. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

4/5/2017

SB 160, be concurred in. Report adopted.

SB 166, be concurred in. Report adopted.

SB 193, be concurred in. Report adopted.

SB 199, be concurred in. Report adopted.

SB 321, be concurred in. Report adopted.

SB 340, be concurred in. Report adopted.

JUDICIARY (Doane, Chair):

4/5/2017

SB 197, be amended as follows:

1. Title, page 1, line 4.

Strike: "REQUIRING"

Insert: "ENCOURAGING"

2. Title, page 1, line 5.

Strike: "SEXUAL ABUSE"

Insert: "SEX TRAFFICKING"

3. Page 1, line 14.

Strike: "sexual abuse"

Insert: "sex trafficking"

4. Page 1, line 15.

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HOUSE JOURNAL
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Strike: "shall"

Insert: "is encouraged to"

5. Page 1, line 16.

Strike: "sexual abuse"

Insert: "sex trafficking"

Strike: "must"

Insert: "may"

6. Page 1, line 17.

Strike: "sexual abuse"

Insert: "sex trafficking"

7. Page 1, line 21.

Strike: both occurrences of "sexual abuse"

Insert: "sex trafficking"

8. Page 1, line 24.

Strike: "abuse;"

Insert: "sex trafficking; and"

9. Page 1, line 27.

Strike: "SEXUAL ABUSE"

Insert: "sex trafficking"

10. Page 1, line 28.

Strike: "SEXUAL ABUSE; AND"

Insert: "sex trafficking."

11. Page 1, line 30 through page 2, line 1.

Strike: subsection (5) in its entirety

12. Page 2, line 9 through line 10.

Strike: section 3 in its entirety

And, as amended, be concurred in. Report adopted.

FIRST READING AND COMMITMENT OF BILLS

The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 34, introduced by M. Dunwell, B. Grubbs, D. Hayman, referred to Business and Labor.

HJR 35, introduced by M. Dunwell, J. Bachmeier, A. Curtis, J. Ellis, D. Fern, E. McClafferty, A. Olsen, R. Peppers, M. Ryan, C. Schreiner, B. Smith, referred to Judiciary.

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**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Hamlett in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 208 - Senate Amendments - Representative Wagoner moved Senate Amendments to **HB 208** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Zolnikov, Mr. Speaker.

Total 84

Nays: Abbott, Bennett, Court, Eck, Hamilton, Hayman, Hill-Smith, Kelker, Peppers, Price, Ryan, Smith, Stewart-Per, Swanson, White, Woods.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 496 - Senate Amendments - Representative Ricci moved Senate Amendments to **HB 496** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

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Nays: Abbott, Bachmeier, Bennett, Bishop, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 45 - Representative Kelker moved **SB 45** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 87

Nays: Beard, B. Brown, Burnett, Cuffe, Flynn, Galloway, Galt, Glimm, Noland, Redfield, Rosendale, Tschida, Webb.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 46 - Representative White moved **SB 46** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith,

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Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 93 - Representative Hayman moved **SB 93**, second reading copy, be amended as follows:

1. Page 1, line 20.

Strike: "990"

Insert: "1,320"

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Hamilton, Hamlett, Hayman, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 93 - Representative Skees moved **SB 93** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef,

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Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 64

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 36

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 116 - Representative Noland moved **SB 116** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Hamlett moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B.

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Brown, Z. Brown, Burnett, Cook, Court, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 88

Nays: Bennett, Curdy, Curtis, Morigeau, Olsen, Peppers, Price, Ryan, Woods.

Total 9

Excused: None.

Total 0

Absent or not voting: Cuffe, Hamlett, McConnell.

Total 3

SPECIAL ORDERS OF THE DAY

Mr. Speaker moved the House to revert to Order of Business # 11, Special Orders of the Day, for the purpose of receiving entertainment by The Forty Fingers Quartet.

Representative Ehli announced the Republicans would caucus.

Representative Eck announced the Democrats would caucus.

HB 197 - Representative Ehli moved consideration of **HB 197** be placed at the top of the second reading board. Motion carried.

HB 271 - Representative Ehli moved consideration of **HB 271** be placed at the top of the second reading board. Motion carried.

HB 307 - Representative Ehli moved consideration of **HB 307** be placed at the top of the second reading board. Motion carried.

HB 260 - Representative Ehli moved consideration of **HB 260** be placed at the top of the second reading board. Motion carried.

SB 117 - Representative Manzella moved **SB 117** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen,

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Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 118 - Representative Wagoner moved **SB 118** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Wagoner.

Total 1

SB 260 - Representative Cook moved **SB 260** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner,

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Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.
Total 90

Nays: Bartel, Glimm, Harris, C Knudsen, Manzella, Regier, Stewart-Per, White.
Total 8

Excused: None.
Total 0

Absent or not voting: Shaw, Zolnikov.
Total 2

SB 307 - Representative Essmann moved **SB 307** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 80

Nays: Bartel, Doane, Galloway, Glimm, Harris, A Hertz, G Hertz, C Knudsen, Mandeville, Manzella, Mortensen, Noland, Peppers, Regier, Rosendale, Skees, Staffanson, Stewart-Per, Usher, Zolnikov.
Total 20

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 271 - Representative Tschida moved **SB 271**, second reading copy, be amended as follows:

1. Title, page 1, line 5 through line 7.

Strike: "DEPARTMENT OF" on line 5 through "ESTABLISH" on line 6

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Insert: "CONTINUED USE OF"

Strike: "INTENSIVE BEHAVIOR CENTER"

Insert: "SECURE FACILITY"

2. Title, page 1, line 8 through line 9.

Following: "~~CLOSED~~;" on line 8

Insert: "EXTENDING THE DATE FOR COURT COMMITMENTS TO THE MONTANA DEVELOPMENTAL CENTER; PROVIDING A CAP ON THE CENSUS AT THE MONTANA DEVELOPMENTAL CENTER; PROVIDING DIRECTION TO THE DEPARTMENT;"

Following: "DEFINITIONS;" on line 8

Strike: "PROVIDING" on line 8 through "AUTHORITY;" on line 9

3. Title, page 1, line 14.

Following: "AMENDING"

Insert: "SECTIONS 53-20-125 AND 53-20-129, MCA; AMENDING"

4. Title, page 1, line 16.

Following: "~~2015~~;"

Insert: "REPEALING SECTION 2, CHAPTER 444, LAWS OF 2015;"

Following: "DATE"

Insert: "AND A TERMINATION DATE"

5. Page 1, line 30.

Strike: "4"

Insert: "3"

6. Page 2, line 6 through line 7.

Strike: "The department" on line 6 through "establish a" on line 7

Insert: "There is a state-operated"

Strike: "as a new service" on line 7

7. Page 2, line 14.

Strike: "the department" through "to file"

8. Page 2, line 15.

Following: "petition"

Insert: "has been filed"

9. Page 2, line 16 through line 17.

Strike: "through imposition" on line 16 through "53-20-121" on line 17

10. Page 2, line 20.

Strike: "4"

Insert: "3"

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11. Page 2, line 23 through line 24.

Strike: section 4 in its entirety

Renumber: subsequent sections

12. Page 2.

Following: line 25

Insert: "Section 4. Section 53-20-125, MCA, is amended to read:

"53-20-125. Outcome of screening -- recommendation for commitment or imposition of community treatment plan -- hearing. (1) A court may commit a person to a residential facility or impose a community treatment plan only if the person:

(a) is 18 years of age or older; and

(b) is determined to be seriously developmentally disabled and in need of commitment to a residential facility or imposition of a community treatment plan by the residential facility screening team, as provided in 53-20-133, and by a court, as provided in 53-20-129 or in this section.

(2) After the screening required by 53-20-133, the residential facility screening team shall file its written recommendation and report with the court. The report must include the factual basis for the recommendation and must describe any tests or evaluation devices that have been employed in evaluating the respondent. The residential facility screening team shall provide to the court, the county attorney, the respondent's attorney, and any other party requesting it the social and placement information that the team relied on in making its determination.

(3) The residential facility team may recommend commitment to a specific residential facility.

(4) Notice of the determination of the residential facility screening team must be mailed or delivered to:

(a) the respondent;

(b) the respondent's parents, guardian, or next of kin, if known;

(c) the responsible person;

(d) the respondent's advocate, if any;

(e) the county attorney;

(f) the residential facility to which the residential facility screening team has recommended commitment;

(g) the attorney for the respondent, if any; and

(h) the attorney for the parents or guardian, if any.

(5) The respondent, the respondent's parents or guardian, the responsible person, the respondent's advocate, if any, or the attorney for any party may request that a hearing be held on the recommendation of the residential facility screening team. The request for a hearing must be made in writing within 15 days of service of the report.

(6) Notice of the hearing must be mailed or delivered to each of the parties listed in subsection (5).

(7) The hearing must be held before the court without jury. The rules of civil procedure apply.

(8) Upon receiving the report of the residential facility screening team and after a hearing, if one is requested, the court shall enter findings of fact and take one of the following

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actions:

(a) If both the residential facility screening team and the court find that the respondent is seriously developmentally disabled and in need of commitment to a residential facility, the court shall order the respondent committed to a residential facility for an extended course of treatment and habilitation, subject to the provisions of subsection (12).

(b) If both the residential facility screening team and the court find that the respondent is seriously developmentally disabled but either the residential facility screening team or the court finds that a less restrictive community treatment plan has been proposed, the court may impose a community treatment plan that meets the conditions set forth in 53-20-133(4). If the court finds that a community treatment plan proposed by the parties or recommended by the residential facility screening team does not meet the conditions set forth in 53-20-133(4), it may order the respondent committed to a residential facility. The court may not impose a community treatment plan unless the residential facility screening team certifies that all services in the proposed plan meet the conditions of 53-20-133(4)(c) and (4)(d).

(c) If either the residential facility screening team or the court finds that the respondent has a developmental disability but is not seriously developmentally disabled, the court shall dismiss the petition and refer the respondent to the department of public health and human services to be considered for placement in voluntary community-based services according to 53-20-209.

(d) If either the residential facility screening team or the court finds that the respondent does not have a developmental disability or is not in need of developmental disabilities services, the court shall dismiss the petition.

(9) (a) If the residential facility screening team recommends commitment to a residential facility or imposition of a community treatment plan and none of the parties notified of the recommendation request a hearing within 15 days of service of the screening team's report, the court may:

(i) issue an order committing the respondent to the residential facility for an extended period of treatment and habilitation;

(ii) issue an order imposing a community treatment plan that the court finds meets the conditions set forth in 53-20-133(4); or

(iii) initiate its own inquiry as to whether an order should be granted.

(b) The court may not impose a community treatment plan unless the residential facility screening team certifies that all services in the proposed plan meet the conditions in 53-20-133(4)(c) and (4)(d).

(10) The court may refuse to authorize commitment of a respondent to a residential facility for an extended period of treatment and habilitation if commitment is not in the best interests of the respondent.

(11) A court order entered in a proceeding under this part must be provided to the residential facility screening team.

(12) (a) A court may not commit a respondent to a residential facility unless the facility has confirmed in writing that admission of the respondent will not cause the census at the residential facility to exceed its licensed capacity.

(b) After ~~December 31, 2016~~ March 31, 2019, a court may not commit a respondent to the Montana developmental center."

Insert: "Section 5. Section 53-20-129, MCA, is amended to read:

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"53-20-129. Emergency admission and commitment. (1) Subject to the provisions of subsection (3), a person believed to be seriously developmentally disabled may be admitted to a residential facility or a temporary court-ordered community treatment plan may be imposed on an emergency basis without notice to the person or approval by the residential facility screening team when necessary to protect the person or others from death or serious bodily injury, as defined in 45-2-101.

(2) An emergency admission to a residential facility may be initiated only by a developmental disabilities professional.

(3) (a) An emergency admission to a residential facility may not proceed unless the residential facility has confirmed in writing that admission of the person will not cause the census at the facility to exceed its licensed capacity and that the facility can accommodate the emergency needs of the person.

(b) After ~~December 31, 2016~~ March 31, 2019, an emergency admission may not be made to the Montana developmental center.

(4) A petition for emergency commitment must be filed on the next judicial day after an emergency admission to a residential facility by the county attorney of the county where the respondent resides.

(5) A petition for imposition of an emergency community treatment plan may be filed by the county attorney of the county where the respondent resides and must include or have attached the written report of a case manager. Any temporary community treatment plan must meet the conditions set forth in 53-20-133(4).

(6) The residential facility screening team shall report back to the court on the seventh judicial day following the filing of the petition for emergency commitment or imposition of a temporary community treatment plan.

(7) Once the report of the residential facility screening team is received by the court, continued placement in the residential facility or continued imposition of the temporary community treatment plan may not continue without an order of the court for emergency commitment or continued imposition of the community treatment plan.

(8) A court may order an emergency commitment or continue a temporary community treatment plan only when the residential facility screening team has recommended and the court has determined that the emergency commitment or continued imposition of a community treatment plan is necessary to protect the respondent or others from death or serious bodily injury, as defined in 45-2-101. Any temporary community treatment plan must meet the conditions set forth in 53-20-133(4).

(9) An order for emergency commitment or continued imposition of a temporary community treatment plan may be entered without a hearing before the court if the court finds that the record supports the order.

(10) An emergency commitment to a residential facility or imposition of a temporary community treatment plan may not continue for longer than 30 days after placement in the residential facility or imposition of a temporary community treatment plan unless a petition for an extended commitment to the residential facility or for imposition of a community treatment plan as provided in 53-20-121 has been filed."

13. Page 3, line 2.

Following: "2019"

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Strike: "and"

14. Page 3, line 5.

Following: "and"

Insert: ",'" "

15. Page 3, line 11.

Strike: ".'" "

16. Page 3, line 12.

Insert: "(3) cap the census at the Montana developmental center at 24 residents and continue to transition residents out of the Montana developmental center and into community-based services. As part of this transition, the legislature intends for the department of public health and human services to:

(a) actively pursue the timely discharge of Montana developmental center residents into community-based services; and

(b) work with community providers to develop necessary services.

(4) by no later than September 30, 2017, submit to the centers for medicare and medicaid services a request for an amendment to the medicaid home and community-based services 0208 waiver for individuals with developmental disabilities that, while not exceeding the amount of medicaid waiver appropriations in House Bill No. 2:

(a) allows individuals and providers to use the entirety of each individual's cost plan to provide services that the individual needs to be successful in the community, including a request to pay a daily rate rather than an hourly rate as one option for fully using the cost plan;

(b) provides the flexibility necessary to enable the provision of professional services to an individual; and

(c) provides a sufficient number of emergency slots throughout Montana to accommodate individuals who may go into crisis."

17. Page 3, line 14.

Following: "center"

Insert: " -- report to legislature"

18. Page 3, line 15.

Following: "services to"

Insert: ":'

(1) use the assessment and stabilization unit at the Montana developmental center campus as the intensive behavior center provided for in [section 2];

(2)"

19. Page 3, line 16.

Following: "2017"

Strike: ", and to"

Insert: ",'" "

(3) report to the 2019 legislature on:

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(a) the availability of crisis services in the community, including any unmet need for crisis services and the department's plans for meeting that need;
(b) the status of the closure efforts; and
(c) recommendations for completing closure of the Montana developmental center, including recommendations for any legislative action needed; and
(4)"

20. Page 3, line 18 through line 20.

Strike: section 7 in its entirety

Insert: "NEW SECTION. **Section 8. Repealer.** Section 2, Chapter 444, Laws of 2015, is repealed."

Renumber: subsequent section

21. Page 3.

Following: line 23

Insert: "NEW SECTION. **Section 10. Termination.** [This act] terminates June 30, 2019."

Amendment **not** adopted as follows:

Yeas: Burnett, Dunwell, Ehli, Glimm, Harris, Hopkins, Mandeville, Manzella, Noland, Regier, Rosendale, Tschida, Vinton, Webb, Welch, White, Windy Boy, Zolnikov.

Total 18

Nays: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webber, Woods, Mr. Speaker.

Total 82

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 271 - Representative Wagoner moved **SB 271** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm,

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Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 93

Nays: Beard, Ehli, Harris, C Knudsen, Mandeville, Redfield, Zolnikov.
Total 7

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 197 - Representative Z. Brown moved **SB 197** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 200 - Representative Sheldon-Galloway moved **SB 200** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell,

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Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Manzella, Usher.

Total 2

Excused: None.

Total 0

Absent or not voting: Ballance.

Total 1

SB 213 - Representative Vinton moved **SB 213** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 86

Nays: Bartel, Beard, Brodehl, B. Brown, Galt, Glimm, C Knudsen, Mandeville, Manzella, McKamey, Mortensen, Rosendale, Skees.

Total 13

Excused: None.

Total 0

Absent or not voting: Zolnikov.

Total 1

SB 227 - Representative Bachmeier moved **SB 227** be concurred in. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik,

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Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lenz, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods.

Total 50

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 50

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 240 - Representative Greef moved **SB 240** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 70

Nays: Ballance, Beard, Berglee, Burnett, Curtis, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, A Hertz, G Hertz, Hopkins, Jones, C Knudsen, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Trebas, Usher, Wagoner, White, Zolnikov.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 242 - Representative Funk moved **SB 242** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Z. Brown, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Essmann, Fern, Fleming, Funk, Galloway, Garner, Glimm,

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Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Karjala, Keane, Kelker, Kipp III, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 66

Nays: Abbott, Bartel, Bishop, Brodehl, B. Brown, Burnett, Cuffe, Curtis, Doane, Ellis, Fitzgerald, Flynn, Galt, Hamilton, Hayman, G Hertz, Jacobson, Knokey, C Knudsen, Lavin, Manzella, Mortensen, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Schreiner, Shaw, Tschida, Usher, Webber, Welch.

Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 274 - Representative Shaw moved **SB 274** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Bartel, Berglee, A Hertz, Usher, Wagoner.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Hamlett moved the Committee of the Whole report be adopted. Report adopted as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods.
Total 94

Nays: Karjala, White, Zolnikov.
Total 3

Excused: None.
Total 0

Absent or not voting: Hamlett, Vinton, Mr. Speaker.
Total 3

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 73 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Burnett, C Knudsen, Rosendale.
Total 3

Excused: None.
Total 0

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Absent or not voting: Court.

Total 1

SB 126 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 68

Nays: Abbott, Bachmeier, Bennett, Bishop, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McConnell, Morigeau, Olsen, Peppers, Pierson, Price, Ryan, Schreiner, Swanson, Webber, Windy Boy, Woods.

Total 31

Excused: None.

Total 0

Absent or not voting: Court.

Total 1

HB 239 passed as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, Z. Brown, Cook, Cuffe, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Flynn, Garner, Greef, Grubbs, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Keane, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, Mortensen, O'Hara, Patelis, Redfield, Ricci, Sales, Shaw, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 52

Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, Brodehl, B. Brown, Burnett, Curdy, Curtis, Dunwell, Eck, Ellis, Fleming, Funk, Galloway, Galt, Glimm, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Kelker, Knokey, McConnell, McKamey, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Price, Regier, Rosendale, Ryan, Schreiner, Skees, Swanson, Usher, Webber, Woods, Zolnikov.

Total 47

Excused: None.

Total 0

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Absent or not voting: Court.

Total 1

HB 402 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 88

Nays: Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Kelker, Olsen, Pierson, Price, Woods.

Total 11

Excused: None.

Total 0

Absent or not voting: Court.

Total 1

HB 611 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

HB 645 failed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 43 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 68

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Staffanson, Tschida, Vinton, White.

Total 32

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 63 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 64 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Essmann, Hopkins, Staffanson.

Total 3

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 92 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 120 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: G Hertz, Manzella, Regier, Sales, White.

Total 5

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 208 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Custer, Doane, Dunwell, Ehli, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Dudik, Eck, Ellis, Essmann, Fern, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Swanson, Webber, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 282 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

SB 283 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Brodehl, Burnett, Galloway, Lenz, Lynch, McKamey, Schreiner.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 294 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Hayman.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

SB 314 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 84

Nays: Bartel, Court, Dunwell, Ellis, Essmann, Fern, Hamilton, Hayman, Hopkins, Loge, Olsen, Price, Redfield, Ryan, Swanson, Woods.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 319 concurred in as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Wagoner, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 67

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Fitzgerald, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Webb, White, Mr. Speaker.

Total 33

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 325 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Brodehl, Burnett, Galloway.

Total 3

Excused: None.

Total 0

Absent or not voting: Webb.

Total 1

SJR 13 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Brodehl, B. Brown, Cuffe, Galloway, Hopkins, C Knudsen, Redfield, Regier, Rosendale.

Total 9

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SJR 18 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Hopkins, Redfield.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Schreiner moved that **SB 72** be taken from the Business and Labor Committee and placed on second reading on the 73rd legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 45

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb,

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Welch, White, Zolnikov, Mr. Speaker.

Total 55

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Price moved to change her vote on **HB 645** from No to Yes. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Friday, April 7, 2017. Motion carried.

House adjourned at 3:20 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SEVENTY-THIRD LEGISLATIVE DAY**

Helena, Montana
April 7, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative McKamey. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Sheldon-Galloway, excused. Quorum present.

BILLS (Ricci, Chair):

4/7/2017

Correctly printed: **HJR 34, HJR 35, SB 45, SB 46, SB 93, SB 116, SB 117, SB 118, SB 160, SB 166, SB 193, SB 197, SB 199, SB 200, SB 213, SB 240, SB 242, SB 260, SB 271, SB 274, SB 321, SB 340.**

Transmitted to the Senate: **SB 45, SB 46, SB 93, SB 116, SB 117, SB 118, SB 197, SB 200, SB 213, SB 240, SB 242, SB 260, SB 271, SB 274, SB 307.**

Signed by the Speaker at 9:30 a.m., April 7, 2017: **HB 328.**

Signed by the Chief Clerk of the House at 10:00 a.m., April 7, 2017: **HB 328.**

Signed by the President at 3:46 p.m., April 7, 2017: **HB 97, HB 140, HB 156, HB 198, HB 200, HB 231, HB 248, HB 251, HB 266, HB 289, HB 298, HB 324, HB 328, HB 334, HB 349, HB 355, HB 360.**

REPORTS OF STANDING COMMITTEES

JUDICIARY (Doane, Chair):

4/7/2017

SB 22, be concurred in. Report adopted.

SB 153, be concurred in. Report adopted.

SB 172, be concurred in. Report adopted.

SB 250, be concurred in. Report adopted.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE

on **Senate Bill 143**

Report No. 001, April 6, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 143** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 143** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 6 through line 7.

Strike: "INCREASING" on line 6 through "WORK" on line 7

STATE INTERNET/BBS COPY

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Insert: "REVISING THE CRITERIA TO BE MET FOR A RETIREE TO RETURN TO EMPLOYMENT"

2. Title, page 1, line 7.

Following: "CIRCUMSTANCES"

Insert: "WITHOUT LOSS OF RETIREMENT BENEFITS"

3. Page 1, line 17.

Strike: "."

Insert: ", "

4. Page 1, line 18.

Strike: "(a)"

5. Page 1, line 20.

Strike: "4"

Insert: "2"

6. Page 1, line 21.

Following: "if:"

Insert: "(a) for a member who retired on or before July 1, 2017:

7. Page 1, line 22.

Strike: "30"

Insert: "27"

Following: ";"

Insert: "and

(ii) the retired member had a break in service of at least 150 calendar days commencing on the first day following the member's date of termination.

(b) for a member who retired after July 1, 2017, the retired member completed 30 or more years of creditable service prior to retirement."

8. Page 1, line 23.

Strike: "(ii) the retired member holds"

Insert: "(2) A retired member reemployed under this section must hold"

Following: "20-4-106"

Strike: "."

Insert: "."

9. Page 1, line 24.

Strike: "(iii) each"

Insert: "(3) (a) Each"

Following: "member"

Insert: "under this section"

Strike: "certifies"

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Insert: "shall certify"

10. Page 1, line 27.

Strike: "; AND"

Insert: "."

11. Page 1, line 28.

Strike: "(iv) THE"

Insert: "The"

Strike: "VERIFIES"

Insert: "shall verify"

12. Page 1, line 29.

Following: "UNDER"

Insert: "this"

Strike: "(1)(A)(III);"

Insert: "(3)(a)."

13. Page 1, line 30.

Following: "(b)"

Strike: "the"

Insert: "The"

Strike: "required by this section"

14. Page 2, line 1.

Strike: ";

Insert: "."

15. Page 2, line 2.

Strike: "upon"

Insert: "Upon"

16. Page 2, line 3.

Strike: "(a)(i)"

17. Page 2, line 4.

Strike: ";

Insert: "."

18. Page 2, line 5.

Strike: "(d) a"

Insert: "(4) A"

19. Page 2, line 6.

Strike: "; and"

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Insert: "."

20. Page 2, line 7.

Strike: "(e) the"

Insert: "(5) The"

21. Page 2, line 11.

Strike: "(2)"

Insert: "(6)"

Renumber: subsequent subsections

For the Senate:

Lang, Chair
Osmundson
F. Smith

For the House:

Staffanson, Vice Chair
Fern
Mandeville

MESSAGES FROM THE SENATE

HB 145 - The Senate acceded to the request of the House and authorized the President to appoint the following **Free** Conference Committee to meet with a like committee from the House to confer on **HB 145**:

4/6/2017

Senator Buttrey, Chair
Senator Pomnichowski
Senator Vance

HB 280 - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 280**:

4/6/2017

Senator K. Regier, Chair
Senator Sands
Senator Vincent

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

4/6/2017

HB 37, introduced by Windy Boy
HB 185, introduced by Morigeau
HB 255, introduced by Tschida
HB 283, introduced by Burnett
HB 373, introduced by Grubbs
HB 407, introduced by A. Hertz
HB 487, introduced by Funk

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House bill concurred in and returned to the House:

4/6/2017

HB 217, introduced by Brodehl

MESSAGES FROM THE GOVERNOR

April 6, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Thursday, April 6, 2017, I signed the following bills:

HB 30 - J. Essmann
HB 297 - A. Hertz
HB 500 - A. Hertz

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 36, introduced by S. Gunderson, referred to Taxation.

HJR 37, introduced by J. Fleming, D. Bartel, J. Cohenour, W. Curdy, A. Olsen, M. Ryan, D. Salomon, referred to Agriculture.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Rosendale in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 278 - Representative Staffanson moved **SB 278** be concurred in. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Dudik, Eck, Keane, Lynch, White.

Total 5

Excused: None.

Total 0

Absent or not voting: Berglee.

Total 1

SB 279 - Representative Doane moved **SB 279** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Keane, Knokey, C Knudsen, Lavin, Loge, Lynch, Manzella, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Redfield, Regier, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 72

Nays: Ballance, Bennett, Curdy, Curtis, Eck, Fern, Fleming, Funk, Hayman, Hopkins, Jones, Karjala, Kelker, Kipp III, Lenz, Mandeville, McCarthy, McConnell, Morigeau, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Webber, Woods.

Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 281 - Representative White moved **SB 281** be concurred in. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Lynch.
Total 1

Excused: None.
Total 0

Absent or not voting: Galt.
Total 1

HB 126 - Senate Amendments - Representative Shaw moved Senate Amendments to **HB 126** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 90

Nays: Brodehl, B. Brown, Galloway, Glimm, C Knudsen, Mandeville, Manzella, Mortensen, White.
Total 9

Excused: None.
Total 0

Absent or not voting: Jacobson.
Total 1

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HB 148 - Governor's Amendments - Representative Zolnikov moved Governor's Amendments to **HB 148** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.
Total 90

Nays: Flynn, Lavin, Loge, Mandeville, Redfield, Rosendale, Tschida, Usher, White.
Total 9

Excused: None.
Total 0

Absent or not voting: Mr. Speaker.
Total 1

HB 393 - Senate Amendments - Representative Zolnikov moved Senate Amendments to **HB 393** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Glimm, White.
Total 2

Excused: None.
Total 0

Absent or not voting: None.

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Total 0

HB 415 - Senate Amendments - Representative Morigeau moved Senate Amendments to **HB 415** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Knokey, C Knudsen, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 83

Nays: Beard, Bennett, Brodehl, B. Brown, Burnett, Harris, Keane, Kipp III, Lenz, Mandeville, Mortensen, O'Hara, Rosendale, Schreiner, Staffanson, White, Mr. Speaker.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 416 - Senate Amendments - Representative Greef moved Senate Amendments to **HB 416** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Loge, Redfield, White.

Total 3

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 485 - Senate Amendments - Representative Manzella moved Senate Amendments to **HB 485** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: White.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 510 - Senate Amendments - Representative A. Hertz moved Senate Amendments to **HB 510** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: G Hertz, White.

Total 2

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 516 - Senate Amendments - Representative Dudik moved Senate Amendments to **HB 516** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 92

Nays: Flynn, Garner, C Knudsen, Redfield, Usher, White, Zolnikov.

Total 7

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

SB 25 - Free Conference Committee Report - Representative Schreiner moved Free Conference Committee Report for **SB 25** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Cook, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, A Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Loge, McCarthy, McConnell, McKamey, Mortensen, O'Hara, Patelis, Price, Ricci, Ryan, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Tschida, Vinton, Wagoner, Welch, Woods, Mr. Speaker.

Total 51

Nays: Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Curtis, Doane, Essmann, Fern, Flynn, Galloway, Galt, Glimm, Gunderson, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Kipp III, C Knudsen, Lavin, Lenz, Lynch, Mandeville, Manzella, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Redfield, Regier, Rosendale, Sales, Staffanson, Trebas, Usher, Webb, Webber, White, Windy Boy, Zolnikov.

Total 49

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 254 - Representative D. Jones moved **SB 254** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Curdy, Curtis, Hill-Smith, Hopkins, McConnell, Morigeau, Olsen, Peppers, Ryan.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 15 - Representative Manzella moved **SJR 15** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Rosendale moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Dunwell, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 73

Nays: Abbott, Bachmeier, Bennett, Bishop, Curdy, Curtis, Dudik, Ellis, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Lynch, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Webber, Woods.

Total 26

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 208 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dunwell, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 63

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Nays: Abbott, Bennett, Bishop, Court, Cuerdy, Curtis, Dudik, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 36

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

HB 496 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 43

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 45 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 84

Nays: Beard, B. Brown, Burnett, Cuffe, Flynn, Galt, Glimm, G Hertz, Manzella, Noland, Redfield, Rosendale, Skees, Usher, Webb.

Total 15

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 46 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 93 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 63

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Nays: Abbott, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 36

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 116 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 117 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern,

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Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 118 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 197 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy

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Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 200 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Usher.

Total 1

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 213 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 77

Nays: Bartel, Beard, Brodehl, B. Brown, Burnett, Cuffe, Doane, Galt, Glimm, G Hertz, Jones, C Knudsen, Mandeville, Manzella, Mortensen, Noland, Patelis, Redfield, Rosendale, Skees, Staffanson, Webb.

Total 22

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 240 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 68

Nays: Ballance, Beard, Berglee, B. Brown, Burnett, Curtis, Doane, Flynn, Galt, Glimm, Gunderson, A Hertz, G Hertz, Hopkins, Jones, C Knudsen, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Trebas, Tschida, Usher, Wagoner, White.

Total 31

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 242 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Beard, Bennett, Z. Brown, Burnett, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 67

Nays: Abbott, Bartel, Berglee, Bishop, Brodehl, B. Brown, Cuffe, Curtis, Doane, Ehli, Flynn, Hamilton, Hayman, A Hertz, G Hertz, Kipp III, Knokey, C Knudsen, Lavin, Manzella, Mortensen, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Schreiner, Tschida, Usher, Webber, Welch.
Total 32

Excused: None.
Total 0

Absent or not voting: Galloway.
Total 1

SB 260 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 89

Nays: Bartel, Essmann, Glimm, Harris, C Knudsen, Manzella, Noland, Redfield, Regier, Rosendale.
Total 10

Excused: None.
Total 0

Absent or not voting: Galloway.
Total 1

SB 271 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees,

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Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Mr. Speaker.

Total 90

Nays: Beard, Ehli, Harris, C Knudsen, Mandeville, Redfield, Rosendale, Windy Boy, Zolnikov.

Total 9

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 274 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Bartel.

Total 1

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 307 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Mr.

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Speaker.

Total 76

Nays: Bartel, Brodehl, Doane, Flynn, Glimm, Gunderson, Harris, A Hertz, G Hertz, C Knudsen, Mandeville, Manzella, Mortensen, Noland, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Zolnikov.

Total 23

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

MOTIONS

Representative McCarthy moved to change his vote on **SB 208** from Yes to No. Without objection, so ordered.

Representative Dunwell moved to change her vote on **SB 271** from No to Yes. Without objection, so ordered.

Representative Bishop moved to change her vote on **SJR 15** from Yes to No. Without objection, so ordered.

Representative Bachmeier moved to reconsider action on **SB 227** and that **SB 227** be placed on second reading on the 75th legislative day.

Motion **passed** as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods.

Total 54

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 45

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Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Monday, April 10, 2017.
Motion carried.

House adjourned at 2:11 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SEVENTY-FIFTH LEGISLATIVE DAY**

Helena, Montana
April 10, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Skees. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Sheldon-Galloway, excused. Quorum present.

COMMUNICATIONS AND PETITIONS

Mr. Speaker:

We, your committee on Legislative Administration, having examined the daily journals for the thirty-first, thirty-second, thirty-third, thirty-fourth, and thirty-fifth legislative days, find the same to be correct.

Representative Ricci, Chair

Mr. Speaker moved that the House revert to Order of Business # 11, Special Orders of The Day, for the purpose of receiving entertainment by Hawthorne Elementary School from Bozeman.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

4/11/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Friday, April 7, 2017:

Brendan Rollins, Great Falls
Sam Telling, Dillon
Sophia Siler, Polson
Will Cumley, Montanat City
Alex Ackerlund, Helena
Emory Faber, Helena
Rayna Crews, Lolo

and recommend that the following pages of the House be employed as of 8:00 a.m., Monday, April 10, 2017:

Desiree Bachmeier, Havre
Faith Johnson, Helena
Joey Chester, Columbia Falls
Justin Ahl, Elliston
Cash Cota, Dillon
Jake Ballinger, Helena
Maxine Plainfeather, Hays
Joanie Sjostrom, Malta

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Report Adopted.

BILLS (Ricci, Chair):

4/10/2017

Correctly printed: **HJR 36, HJR 37, SB 22, SB 153, SB 172, SB 250, SB 254, SB 278, SB 279, SB 281, SJR 15.**

Correctly engrossed: **HB 661, SB 248, SB 329, SB 363.**

Correctly enrolled: **HB 73, HB 208, HB 217, HB 402, HB 445, HB 466, HB 496, HB 564.**

Examined by the sponsor and found to be correct: **HB 73, HB 208, HB 217, HB 402, HB 496.**

Transmitted to the Senate: **SB 254, SB 278, SB 279, SB 281, SJR 15.**

Signed by the President at 9:03 a.m., April 10, 2017: **HB 427, HB 456, HB 469, HB 476, HB 482, HB 492, HB 495, HB 537.**

Delivered to the Governor for approval at 10:30 a.m., April 10, 2017: **HB 97, HB 140, HB 156, HB 198, HB 200, HB 231, HB 248, HB 251, HB 266, HB 289, HB 298, HB 324, HB 328, HB 334, HB 349, HB 355, HB 360, HB 427, HB 456, HB 469, HB 476, HB 482, HB 492, HB 495, HB 537.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair):

4/6/2017

HB 661, introduced bill, be amended as follows:

1. Page 1, line 19.

Following: "committee"

Insert: ", with one member from each political party"

2. Page 1, line 20.

Following: "committee"

Insert: ", with one member from each political party"

3. Page 1, line 21.

Following: "council"

Insert: ", with one member from each political party"

4. Page 2, line 16.

Strike: "\$33,000"

Insert: "\$16,500"

5. Page 2, line 17.

Strike: "\$33,000"

Insert: "\$16,500"

6. Page 2, line 18.

Strike: "\$33,000"

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Insert: "\$16,500"

7. Page 2, line 19.

Strike: "\$23,500"

Insert: "\$11,750"

8. Page 2, line 21.

Strike: "\$122,500"

Insert: "\$61,250"

And, as amended, do pass. Report adopted.

HJR 30, be adopted. Report adopted.

JUDICIARY (Doane, Chair):

4/7/2017

HB 664, do pass. Report adopted.

SB 174, be concurred in. Report adopted.

SB 258, be concurred in. Report adopted.

SB 276, be concurred in. Report adopted.

SB 329, be amended as follows:

1. Page 7.

Following: line 31

Insert: "COORDINATION SECTION. Section 10. Coordination instruction. If both Senate Bill No. 282 and [this act] are passed and approved, then [this act] is void."

And, as amended, be concurred in. Report adopted.

SB 352, be concurred in. Report adopted.

NATURAL RESOURCES (White, Chair):

4/7/2017

SB 248, be amended as follows:

1. Title, page 1, line 5.

Following: "LAND;"

Insert: "ESTABLISHING A FEE TO BE PAID WITH A NOTICE OF COMPLETION;"

2. Page 2, line 15 through line 18.

Strike: subsection (v) in its entirety

Insert: "(v) when the appropriation is from one well or developed spring on each new lot or parcel created by a family transfer division of land provided for in 76-3-207(1)(b) and:

(A) is outside a stream depletion zone, is 35 gallons a minute or less, and does not exceed 10 acre-feet a year; or

(B) is inside a stream depletion zone, is 20 gallons a minute or less, and does not exceed 2 acre-feet a year."

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3. Page 2, line 21.

Following: "offices"

Insert: "and pay a fee of \$15"

And, as amended, be concurred in. Report adopted.

SB 337, be concurred in. Report adopted.

SB 363, be amended as follows:

1. Title, line 10.

Strike: "ESTABLISHING A FEE FOR CERTAIN BICYCLES;"

Insert: "ESTABLISHING A BOTTLED WATER CAP DEPOSIT FOR INVASIVE SPECIES PREVENTION;"

2. Page 2, line 23.

Strike: "\$967.62"

Insert: "\$795.76"

3. Page 3, line 7.

Following: "means"

Strike: "a"

Insert: "an operating"

Following: "Montana"

Insert: "in a watercourse as that term is defined in 85-2-102"

4. Page 3, line 11.

Strike: "RECEIVING"

Insert: "that receives"

5. Page 3, line 12.

Following: "POWER MARKETING ADMINISTRATION"

Insert: "and that does not own a hydroelectric facility assessed an invasive species fee pursuant to [section 2]"

6. Page 4, line 11 through line 18.

Strike: section 4 in its entirety

"NEW SECTION. Section 4. Bottled water cap deposit for invasive species prevention -- definitions -- requirements -- rulemaking.

(1)(a) Each cap on a bottle of bottled water sold in Montana has a refund value of 2 cents.

(b) A distributor of bottled water shall clearly indicate by stamp, label, or other method securely affixed to the water bottle the refund value of the cap and information required by the department indicating that refunds may be donated toward the prevention of aquatic invasive species.

(c) A retailer who sells bottled water shall collect 2 cents for each bottle of bottled water.

(d) Beginning in July 2018 and each quarter thereafter, a retailer shall remit to the

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department the deposits collected pursuant to this section, minus 4% of the total to reimburse the retailer for the collection of the deposit.

(2) (a) A person may redeem properly labeled bottled water caps for 2 cents each at the department's headquarters in Helena or at regional headquarters.

(b) A minimum of 500 bottled water caps is required to obtain a refund pursuant to this section.

(3)(a) There is an account in the state special revenue fund established by 17-2-102 to be known as bottled water deposit fund.

(b) There must be deposited in the account money collected pursuant to subsection (1).

(c) Funds in the account may be used for:

(i) refunds pursuant to subsection (2); and

(ii) transfers to the invasive species account established in 80-7-1004.

(d) Beginning January 1, 2019, and each quarter thereafter, 75% of the funds in the account must be transferred to the invasive species account established in 80-7-1004.

(4) The department shall adopt rules to implement this section.

(5) As used in this section, the following definitions apply:

(a) "Bottled water" means water devoid of added flavors or carbonation sold by a retailer in a plastic bottle for human consumption.

(b) "Distributor" means a person who sells bottled water to another distributor or a retailer in Montana. The term includes a manufacturer of bottled water who engages in these sales.

(c) "Retailer" means a person in Montana who sells bottled water to a consumer.

7. Page 20, line 2.

Following: line 3

Strike: "TITLE 80, CHAPTER 7, PART 10, AND THE PROVISIONS OF TITLE 80, CHAPTER 7, PART 10,"

Insert: "Title 87, chapter 1, part 6, and the provisions of Title 87, chapter 1, part 6,"

8. Page 20, line 7.

Following: "(2)"

Insert: "(a)"

9. Page 20, line 8.

Following: line 7

Insert: "(b) [Section 4(1) through (4)] is effective January 1, 2018."

And, as amended, be concurred in. Report adopted.

TAXATION (Essmann, Chair):

4/6/2017

SB 354, be concurred in. Report adopted.

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MESSAGES FROM THE SENATE

House amendments to Senate bills concurred in: 4/7/2017

SB 175, introduced by R. Webb

SB 176, introduced by R. Webb

SB 207, introduced by Moore

SB 216, introduced by Thomas

Senate joint resolution passed and transmitted to the House for concurrence: 4/7/2017

SJR 21, introduced by Sands

House bills not concurred in and returned to the House: 4/7/2017

HB 501, introduced by A. Knudsen

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

4/7/2017

HB 44, introduced by Essmann

HB 61, introduced by Garner

HB 70, introduced by Karjala

HB 77, introduced by Brodehl

HB 94, introduced by Garner

HB 123, introduced by Curtis

HB 141, introduced by Lynch

HB 144, introduced by Z. Brown

HB 219, introduced by Z. Brown

HB 368, introduced by W. Sales

HB 424, introduced by Z. Brown

HB 449, introduced by Galt

HB 458, introduced by Wagoner

HB 541, introduced by A. Hertz

House joint resolutions concurred in as amended and returned to the House for concurrence in Senate amendments:

4/7/2017

HJR 6, introduced by Hill Smith

HJR 9, introduced by White

HJR 15, introduced by Gunderson

House bills concurred in and returned to the House: 4/7/2017

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HB 287, introduced by Bennett
HB 372, introduced by Doane
HB 386, introduced by Ehli
HB 445, introduced by Greef
HB 466, introduced by Staffanson
HB 517, introduced by Dudik
HB 564, introduced by Patelis

FIRST READING AND COMMITMENT OF BILLS

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 38, introduced by G. Hertz, referred to Taxation.

The following Senate bill was read first time, and referred to committee:

SJR 21, introduced by D. Sands, referred to Local Government.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Tschida in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 29 - Representative McConnell moved **SB 29** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Rosendale, Tschida.

Total 2

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 55 - Representative McKamey moved **SB 55** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curtis, Custer, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McKamey, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Swanson, Tschida, Webb, Webber, Welch, White, Mr. Speaker.

Total 67

Nays: Berglee, Brodehl, B. Brown, Cuffe, Curdy, Doane, Dudik, Fitzgerald, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Jones, Kipp III, Mandeville, Manzella, McConnell, Morigeau, Mortensen, Noland, Peppers, Regier, Rosendale, Skees, Stewart-Per, Trebas, Usher, Vinton, Wagoner, Windy Boy, Woods, Zolnikov.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 73 - Representative Beard moved **SB 73** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Schreiner.

Total 1

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 90 - Representative Mortensen moved **SB 90** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Burnett, Garner, Gunderson, G Hertz, Lavin, Mandeville, Regier, Usher.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 94 - Representative Fern moved **SB 94** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Beard, Bennett, Berglee, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Custer, Doane, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, G Hertz, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Usher, Vinton, Wagoner, Webb, Welch, White, Woods, Mr. Speaker.

Total 70

Nays: Abbott, Ballance, Bartel, Bishop, Brodehl, Cook, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Funk, Hayman, A Hertz, Hill-Smith, Jones, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Rosendale, Sales, Schreiner, Swanson, Tschida, Webber, Windy Boy, Zolnikov.

Total 30

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

SB 111 - Representative M. Regier moved **SB 111** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Ballance, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Kelker, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Noland, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Swanson, Trebas, Tschida, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 72

Nays: Bachmeier, Bartel, Brodehl, Doane, Flynn, Funk, Galloway, Galt, Harris, A Hertz, Hopkins, Keane, Kipp III, Lavin, Lynch, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Redfield, Staffanson, Stewart-Per, Usher, Wagoner, Zolnikov, Mr. Speaker.

Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 119 - Representative Flynn moved **SB 119** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: Cook, Dudik, Eck, Harris, Hayman, Kelker, Lynch, McCarthy, McConnell, Olsen, Ryan, Schreiner.

Total 12

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

SB 241 - Representative Garner moved **SB 241** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Beard.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 285 - Representative Olsen moved **SB 285**, second reading copy, be amended as follows:

1. Page 1, line 14.

Strike: "three"

Insert: "four"

2. Page 1, line 17.

Strike: "two members"

Insert: "one member"

3. Page 1, line 19.

Following: "(b)"

Strike: "one" through "state"

Insert: "one member from a central district consisting of

Big Horn, Blaine, Carbon, Cascade, Chouteau, Fergus, Golden Valley, Hill, Judith Basin, Liberty, Meagher, Musselshell, Park, Petroleum, Phillips, Stillwater, Sweetgrass, Treasure, Toole, Yellowstone, and Wheatland Counties;

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(c) one member from a western district consisting of Beaverhead, Broadwater, Deer Lodge, Flathead, Gallatin, Glacier, Granite, Jefferson, Lake, Lewis and Clark, Lincoln, Madison, Mineral, Missoula, Pondera, Powell, Ravalli, Teton, Sanders, and Silver Bow Counties"

Renumber: subsequent subsections

4. Page 1.

Following: line 22

Insert: "(b) a representative of the university of Montana;"

Renumber: subsequent subsections

5. Page 1, line 26.

Strike: "(a)"

6. Page 1, line 30 through page 2, line 2.

Strike: subsection (b) in its entirety

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 39

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 61

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 285 - Representative Lenz moved **SB 285** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III,

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Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Olsen.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 299 - Representative Perry moved **SB 299** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 70

Nays: Abbott, Bennett, Bishop, Z. Brown, Court, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Price, Ryan, Stewart-Per, Swanson, Webber, Woods.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 315 - Representative Gunderson moved **SB 315** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III,

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Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 344 - Representative Welch moved **SB 344** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 87

Nays: Berglee, Cuffe, Flynn, Galloway, Galt, Harris, A Hertz, G Hertz, Hopkins, C Knudsen, Lavin, Skees, Windy Boy.
Total 13

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 227 - Representative Bachmeier moved **SB 227** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ryan, Sales,

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Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods.

Total 55

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Tschida moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Tschida.

Total 1

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 126 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 91

Nays: C Knudsen, Mandeville, Manzella, Mortensen, Regier, Rosendale, Zolnikov.

Total 7

Excused: None.

Total 0

Absent or not voting: Fern, Galloway.

Total 2

HB 148 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Bartel, Fitzgerald, Flynn, Lavin, Mandeville, Redfield, Usher, White.

Total 8

Excused: None.

Total 0

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Absent or not voting: Galloway.

Total 1

HB 393 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Berglee, Cook, Custer, Fitzgerald, Hamlett, Keane, Kipp III, Lynch, Olsen, Welch.

Total 10

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

HB 415 passed as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hayman, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Kelker, C Knudsen, Lavin, Loge, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 68

Nays: Anderson, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Flynn, Glimm, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Keane, Kipp III, Knokey, Lenz, Lynch, Mandeville, Mortensen, Noland, O'Hara, Regier, Rosendale, Skees, Staffanson, Tschida, Wagoner, Mr. Speaker.

Total 31

Excused: None.

Total 0

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Absent or not voting: Galloway.

Total 1

HB 416 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

HB 485 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

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Absent or not voting: Galloway.

Total 1

HB 510 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

HB 516 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 84

Nays: Bartel, Beard, Brodehl, B. Brown, Flynn, Glimm, G Hertz, C Knudsen, Noland, Redfield, Regier, Rosendale, Usher, White, Zolnikov.

Total 15

Excused: None.

Total 0

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Absent or not voting: Galloway.

Total 1

SB 25 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 85

Nays: Brodehl, Z. Brown, Burnett, Flynn, Gunderson, Harris, Kipp III, Lenz, Mandeville, McKamey, Morigeau, Ryan, Sales, Usher.

Total 14

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 254 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Hopkins, Morigeau, Olsen.

Total 3

Excused: None.

Total 0

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Absent or not voting: Galloway.

Total 1

SB 278 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: A Hertz, Keane.

Total 2

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SB 279 concurred in as follows:

Yeas: Anderson, Bachmeier, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Loge, Lynch, Manzella, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Redfield, Regier, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 72

Nays: Abbott, Ballance, Bennett, Curtis, Eck, Fleming, Funk, Hayman, Hopkins, Karjala, Kelker, Kipp III, Lenz, Mandeville, McCarthy, McConnell, Morigeau, Peppers, Pierson, Price, Ricci, Ryan, Schreiner, Swanson, Webb, Webber, Woods.

Total 27

Excused: None.

Total 0

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Absent or not voting: Galloway.

Total 1

SB 281 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Galloway.

Total 1

SJR 15 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

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Absent or not voting: Galloway.

Total 1

MOTIONS

Representative Ehli moved to re-refer **SB 55** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 73** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 90** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 94** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 119** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 285** to the Appropriations Committee. Without objection, so ordered.

Representative Skees moved to change his vote on **HB 516** from No to Yes. Without objection, so ordered.

Representative A. Hertz moved to change his vote on **SB 55** from Yes to No. Without objection, so ordered.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Tuesday, April 11, 2017. Motion carried.

House adjourned at 2:48 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SEVENTY-SIXTH LEGISLATIVE DAY**

Helena, Montana
April 11, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Webber.
Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (Ricci, Chair):

4/11/2017

Correctly printed: **HB 664, HJR 30, HJR 38, SB 29, SB 55, SB 73, SB 90, SB 94, SB 111, SB 119, SB 174, SB 227, SB 241, SB 258, SB 276, SB 285, SB 299, SB 315, SB 337, SB 344, SB 352.**

Correctly engrossed: **HJR 29, HJR 35, SB 124, SB 236, SB 359, SB 366.**

Correctly enrolled: **HB 126, HB 287, HB 372, HB 386, HB 393, HB 415, HB 416, HB 445, HB 466, HB 485, HB 510, HB 516, HB 517, HB 564.**

Examined by the sponsor and found to be correct: **HB 126, HB 287, HB 372, HB 386, HB 393, HB 415, HB 416, HB 428, HB 445, HB 466, HB 485, HB 510, HB 516, HB 517, HB 564.**

Signed by the Speaker at 8:15 a.m., April 11, 2017: **HB 73, HB 208, HB 402, HB 496.**

Signed by the Chief Clerk of the House at 8:30 a.m., April 11, 2017: **HB 73, HB 208, HB 402, HB 496.**

Signed by the President at 10:37 a.m., April 11, 2017: **HB 73, HB 208, HB 402, HB 496.**

Delivered to the Governor for approval at 11:23 a.m., April 11, 2017: **HB 73, HB 208, HB 402, HB 496.**

REPORTS OF STANDING COMMITTEES

EDUCATION (Berglee, Chair):

4/10/2017

SB 124, be amended as follows:

1. Page 1, line 12.

Following: "(1)"

Strike: "School"

Insert: "Except as provided in subsection (2), school"

2. Page 1, line 13.

Strike: "30"

Insert: "20"

3. Page 1, following line 19.

Insert: "(2) School district bonds may be issued for a term of up to 30 years if the rate on the bonds is less than or equal to the rate on bonds issued with a term of 20 years based on:

(a) the bonds being sold to the United States or the state of Montana or an agency,

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instrumentality, or corporation of the United States or the state; or

(b) a nationally recognized underwriter or municipal advisor rendering to the school district an unqualified opinion to the effect that the average annual interest rate on the bonds of the school district issued for a term of more than 20 years and up to 30 years is the same or less than the average annual interest rate on the bonds of the school district issued for a term of 20 years."

Renumber: subsequent subsection

And, as amended, be concurred in. Report adopted.

SB 361, be concurred in. Report adopted.

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair):

4/10/2017

SB 140, be concurred in. Report adopted.

SB 335, be amended as follows:

1. Title, page 1, line 7.

Strike: "SECTIONS"

Insert: "SECTION"

2. Title, page 1, line 8.

Strike: "7-5-2307" through "60-2-107,"

Insert: "7-8-2219,"

3. Page 2, line 8.

Strike: ", tolls,"

4. Page 2, line 30.

Strike: "surface" through "systems,"

5. Page 3, line 1.

Following: "airports"

Strike: ", "

6. Page 4, line 24.

Strike: subsection (c) in its entirety

Renumber: subsequent subsections

7. Page 6.

Following: line 3

Insert: "(6) Except as provided in subsection (4)(b)(ii), the guidelines and the rules, ordinances, and policies are not subject to the provisions of Title 18, chapter 2."

8. Page 7, line 28 through line 29.

Strike: ", including" on line 28 through "applicable," on line 29

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9. Page 7, line 29.

Following: "entity"

Strike: ", "

10. Page 9, line 14 through line 16.

Strike: subsection (5) in its entirety

Renumber: subsequent subsections

11. Page 9, line 24.

Following: "any"

Insert: "real"

Following: "land"

Strike: ", "

Insert: "and"

12. Page 9, line 25.

Strike: "and tangible personal property,"

13. Page 10, line 5.

Strike: "licenses, franchises,"

Following: "easements"

Strike: ", "

14. Page 10, line 6.

Following: "interest"

Insert: "in real property"

15. Page 10, line 7 through line 10.

Strike: subsection (3) in its entirety

16. Page 12, line 18 through page 13, line 18.

Strike: sections 13 and 14 in their entirety

Renumber: subsequent sections

17. Page 14, line 10 through page 15, line 16.

Strike: sections 16 and 17 in their entirety

Renumber: subsequent sections

18. Page 15.

Following: line 24

Insert: "COORDINATION SECTION. Section 16. Coordination instruction. If House Bill No. 373 and [this act] are both passed and approved, then [section 11] of House Bill No. 373 must be amended as follows:

"NEW SECTION. Section 11. Authorization to sell real property -- resolution required -- contents of resolution -- hearing required. (1) The board shall, after holding a public hearing

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noticed as provided in 7-1-2121, adopt a resolution providing for sale and disposition of county real property. The resolution must include:

(a) approved locations for sales, including whether sales may be conducted by use of an internet website or other online location;

(b) a requirement that all sale locations be accessible to the public;

(c) types of sales for which public auction is required;

(d) who may conduct a sale or auction;

(e) procedures for issuing permits, leases, or licenses, including:

(i) the terms, conditions, and processes for issuance of permits, leases, and licenses;

(ii) authorization to enter into agreements with entities to which permits, leases, or licenses may be issued;

(iii) a prohibition on a lease being made for an amount less than the amount that would have been collected if taxes on the real property had been levied; and

(iv) the process for authorizing a lessee to place improvements on the property;

(f) how sales will be noticed if the board intends to provide notice in addition to notice by publication as required in 7-1-2121;

(g) how property retained by the county will be administered and maintained; ~~and~~

(h) if applicable, the terms for the conveyance or disposal of real property as part of a public-private partnership pursuant to [sections 1 through 12 of Senate Bill No. 335]; and

~~(h)~~(i) any other provision that the board considers to be necessary for the disposition of property in a manner that is in the best interests of the county and its citizens.

(2) In adopting the resolution, consideration must be given to multiple-use management.

(3) Provisions in the resolution regarding exchanges or donations of real property must be in compliance with 7-8-2502 and [section 12]."

"COORDINATION SECTION. **Section 17. Coordination instruction.** If House Bill No. 373 and [this act] are both passed and approved, then [section 12] of House Bill No. 373 must be amended as follows:

"NEW SECTION. **Section 12. Exchange or donation of real property -- appraisal required.** (1) Subject to the provisions of this section and a resolution adopted pursuant to [section 11], the board may make trades, exchanges, or donations of real property owned by the county.

(2) In an exchange of real property, the properties must be appraised and an exchange of county property may not be made unless property received in exchange for the county property is of an equivalent value. If the properties are not of equivalent values, the exchange may be completed if a cash payment is made in addition to the delivery of title for property having the lesser value.

(3) If a county owns property containing a historically significant building or monument, the county may sell or give the property to nonprofit organizations or groups that agree to restore or preserve the property. The contract for the transfer of the property must contain a provision that:

(a) requires the property to be preserved in its current or restored state upon any subsequent transfer; and

(b) provides for the reversion of the property to the county for noncompliance with conditions attached to the transfer.

(4) A county may authorize the transfer of ownership of rural improvement district improvements as provided in 7-12-2128.

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(5) A county may donate real property or sell the property at a reduced price to a corporation for the purpose of constructing:

(a) a multifamily housing development operated by the corporation for low-income housing;
(b) single-family houses. Upon completion of a house, the corporation shall sell the property to a low-income person who meets the eligibility requirements of the corporation. After the sale is completed, the property becomes subject to taxation.

(c) improvements to real property or modifying, altering, or repairing improvements to real property that will enable the corporation, subject to the restrictions of Article X, section 6, of the Montana constitution, to pursue purposes specified in the articles of incorporation of the corporation, including the sale, lease, rental, or other use of the donated land and improvements.

(6) Land that is transferred pursuant to subsection (5) must be used to permanently provide low-income housing. The transfer of the property may contain a reversionary clause to reflect this condition.

(7) The provisions of this section requiring equivalent value do not apply if an exchange or donation is part of a public-private partnership under the provisions of [sections 1 through 12 of Senate Bill No. 335]."

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

SB 339, be concurred in. Report adopted.

SB 374, be concurred in. Report adopted.

HUMAN SERVICES (Wagoner, Chair):

4/10/2017

SB 205, be concurred in. Report adopted.

SB 233, be concurred in. Report adopted.

SB 272, be concurred in. Report adopted.

JUDICIARY (Doane, Chair):

4/11/2017

HJR 29, introduced joint resolution, be amended as follows:

1. Page 2, line 4.

Following: "Legal Services Association,"

Insert: "Montana Association of Realtors,"

And, as amended, be adopted. Report adopted.

HJR 35, introduced joint resolution, be amended as follows:

1. Page 2, line 11.

Following: "Agriculture,"

Insert: "federal and"

2. Page 2, line 12.

Following: "agencies,"

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Insert: "Indian tribes,"

And, as amended, be adopted. Report adopted.

SB 123, be concurred in. Report adopted.

SB 236, be amended as follows:

1. Page 1, line 24.

Following: line 24

Insert: "WHEREAS, hunting, fishing, and trapping are a valued part of Montana's harvest heritage;
and

WHEREAS, contemporary hunting, fishing, and trapping practices play a crucial, cost-effective role in sound wildlife management and conservation; and

WHEREAS, hunting, fishing, and trapping provide subsistence, life skills, health, and self-reliance central to the well-being of thousands of Montanans; and

WHEREAS, hunting, fishing, and trapping aid significantly in controlling wildlife populations, reducing wildlife-related conflicts, and preventing harm caused by wildlife to persons, property, crops, and livestock; and

WHEREAS, conservation fees paid by hunters, anglers, and trappers support wildlife management, conservation, and enforcement programs that are beneficial to all wildlife species in Montana; and

WHEREAS, in addition to all of the above, hunting, fishing, and trapping provide meaningful outdoor recreation opportunities that connect people to the environment unlike any other activity; and

WHEREAS, the people of Montana find it necessary to enact this amendment to the Montana Constitution solely to protect hunting, fishing, and trapping from undue bans or restrictions; and

WHEREAS, this amendment to the Montana Constitution is intended to preserve effective means, methods, and seasons of hunting, fishing, and trapping while fully respecting private property rights and other land and water uses, and allowing for necessary and proper management and conservation laws and regulations; and

WHEREAS, this amendment to the Montana Constitution is not intended to provide a right to impede or supersede other uses of land or water, such as farming, ranching, logging, irrigation, public works, or development; and

WHEREAS, this amendment to the Montana Constitution is not intended to require the state to offer the same rights and licensing structure to nonresidents as it does to residents; and

WHEREAS, this amendment to the Montana Constitution is not intended to delay or thwart existing wildlife control measures, such as those employed by game wardens and wildlife services to immediately or effectively protect persons or property from harm caused by wildlife."

And, as amended, be concurred in. Report adopted.

SB 310, be concurred in. Report adopted.

SB 366, be amended as follows:

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1. Title, page 1, line 7 through line 8.

Strike: "A" on line 7 through "DELAYED EFFECTIVE DATE" on line 8

Insert: "EFFECTIVE DATES"

2. Page 1, line 29.

Strike: "and"

3. Page 2, line 1.

Following: "\$50"

Insert: "; and

(iii) for a person who renews a standard driver's license or a standard identification card under 61-5-111(3)(c) between June 1, 2017, through December 31, 2017, and is applying for a REAL ID-compliant driver's license or identification card between January 1, 2018, and June 30, 2018, the additional fee is \$25"

4. Page 2, line 19.

Following: line 19

Insert: "NEW SECTION. **Section 4. Contingent voidness.** If the REAL ID Act of 2005, Public Law 109-13, is repealed or if the federal government notifies the state of Montana that compliance with the REAL ID Act is not required, then [this act] is void."

Renumber: subsequent sections

5. Page 2, line 21.

Following: "Effective date"

Insert: "-- contingency"

Strike: "[This act]"

Insert: "(1) Except as provided in subsection (2), [this act]"

6. Page 2, line 21.

Following: line 21

Insert: "(2) If before January 1, 2018, the state of Montana receives an extension from compliance with the REAL ID Act of 2005, Public Law 109-13, from the department of homeland security, [this act] is effective July 1, 2019. Notification of the extension must be sent to the Montana department of justice and the code commissioner."

And, as amended, be concurred in. Report adopted.

TAXATION (Essmann, Chair):

4/11/2017

HB 620, do pass. Report adopted.

HJR 36, be adopted. Report adopted.

SB 317, be amended as follows:

4/10/2017

1. Title, page 1, line 7.

Strike: "4"

Insert: "3"

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Following: "POINTS;"

Insert: "AND"

2. Title, page 1, line 7 through line 8.

Strike: "; AND" on line 7 through "DATE" on line 8

3. Page 4, line 11.

Following: "(ii)"

Insert: "(A)"

4. Page 4, line 12.

Following: "year"

Insert: "12% a year.

(B) Beginning July 1, 2019, the interest rate is"

Strike: "4"

Insert: "3"

5. Page 4, line 14.

Following: "day"

Insert: "of the third quarter"

6. Page 5, line 3 through line 6.

Strike: section 2 through section 3 in their entirety

And, as amended, be concurred in. Report adopted.

SB 333, be amended as follows:

1. Title, page 1, line 7.

Strike: "ESTABLISHING A TAX ON SALES;"

2. Title, page 1, line 10 through line 11.

Strike: "ESTABLISHING" on line 10 through "TAX;" on line 11

3. Title, page 1, line 11.

Following: "ESTABLISHING"

Insert: "A PER-PATIENT FEE FOR PROVIDERS AND"

4. Title, page 1, line 13.

Following: "50-46-327,"

Insert: "50-46-328,"

5. Title, page 1, line 14.

Following: "50-46-344"

Strike: "AND"

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Following: "50-46-345,"

Insert: "AND 80-1-104,"

6. Page 4, line 1.

Following: "premises"

Insert: "consisting of the area of the floor, platform, or means of support or suspension of the plant"

7. Page 4, line 18.

Following: "department,"

Insert: "or"

8. Page 4, line 19 through line 20.

Strike: "; or" on line 19 through "legislature" on line 20

9. Page 5.

Following: line 4

Insert: "(11) "Marijuana derivative" means any mixture or preparation of the dried leaves, flowers, resin, and byproducts of the marijuana plant, including but not limited to marijuana concentrates and marijuana-infused products.

Renumber: subsequent subsections

10. Page 6, line 11.

Strike: "12"

Insert: "40"

11. Page 7, line 5.

Strike: "mixtures" through "concentrate,"

Insert: "marijuana derivatives"

12. Page 7, line 26.

Following: "item."

Insert: "The license fees provided for in 50-46-344 must cover the costs of the seed-to-sale tracking system established by the department. The tracking system must be provided to providers, marijuana-infused products providers, dispensaries, and testing laboratories at no additional cost."

13. Page 8, line 21.

Strike: "IN"

Insert: "Except as provided in subsection (4)(c), in"

14. Page 8, line 22.

Strike: "ALSO INCLUDE A"

15. Page 8, line 23.

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Following: "(l)"

Insert: "include a"

16. Page 8, line 24 through line 25.

Strike: "MICROPROCESSOR" on line 24 through "THAT IS" on line 25

Insert: "be"

17. Page 8, line 26.

Following: line 25

Insert: "(c) The department shall contract with the department of justice to produce the registry identification cards provided for in this section. The department may issue temporary identification cards valid for 60 days that do not meet the requirements of subsection (4)(b).

(d) The department shall offer free or reduced cost registry identification cards that meet the requirements of subsection (4)(b) to registered cardholders who agree to provide their driver's license number or state identification card number and current mailing address to the department."

18. Page 9, line 14 through line 17.

Strike: "THE DEPARTMENT" on line 14 through "50-46-332." on line 17

19. Page 9, line 20.

Strike: "SUBSECTIONS (8)(B) AND"

Insert: "subsection"

20. Page 10, line 4.

Following: line 3

Insert: "(11) The department may share only information about providers, marijuana-infused products providers, dispensaries, and testing laboratories with the department of revenue for the purpose of investigation and prevention of noncompliance with tax laws, including but not limited to evasion, fraud, and abuse. The department of revenue and its employees are subject to the confidentiality requirements of [section 25(1)]."

Renumber: subsequent subsections

21. Page 17, line 13.

Following: "(f)"

Insert: "(i) before July 1, 2020, has resided in Montana for fewer than 3 years; and
(ii) on or after July 1, 2020,"

22. Page 17, line 18.

Strike: "A"

Insert: "Except as provided in [section 8(1)(b)], a"

23. Page 17, line 20.

Following: "50-46-311"

Insert: ", [section 8],"

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24. Page 17, line 22.

Strike: "and"

25. Page 17, line 24.

Following: "50-46-303"

Insert: "; and

(d) obtain the license provided for in 80-7-106 from the department of agriculture. A provider or marijuana-infused products provider is subject to the inspection requirements of 80-7-108. The department of agriculture and its employees are subject to the confidentiality requirements of 50-46-332"

26. Page 18, line 12.

Following: "laboratory"

Insert: "or the department of agriculture"

27. Page 18, line 15.

Following: "(1)"

Insert: "(a)"

28. Page 18, line 20.

Following: line 19

Insert: "(b) The analytical laboratory services provided by the department of agriculture pursuant to 80-1-104 may be used for the testing provided for in this section."

29. Page 18, line 27.

Strike: "AT LEAST A BACHELOR'S"

Insert: "the following minimum qualifications:"

(a) a doctorate in chemical or biological sciences from a college or university accredited by a national or regional certifying authority and a minimum of 2 years of postdegree laboratory experience; or

(b) a master's"

30. Page 18, line 29.

Following: "experience"

Insert: "and a minimum of 4 years of postdegree laboratory experience"

31. Page 19, line 9.

Strike: "A"

Insert: "Except as provided in [section 8(1)(b)], a"

32. Page 20.

Following: line 13

Insert: "(b) The department may not approve a license for a provider, marijuana-infused products provider, or dispensary if a local government has adopted an ordinance or resolution prohibiting the operation of dispensaries or storefront businesses as allowed under 50-46-

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328."

Renumber: subsequent subsection

33. Page 20, line 17.

Following: "(1)"

Insert: "(a)"

Strike: "A"

Insert: "Except as provided in subsection (1)(b), a"

34. Page 20, line 19.

Following: "laboratory"

Insert: "or the department of agriculture"

35. Page 20, line 20.

Following: line 19

Insert: "(b) A provider or marijuana-infused products provider who has been named as a provider by 10 or fewer registered cardholders is exempt from the testing requirements of this section until April 30, 2020."

36. Page 21, line 9.

Following: "(4)"

Insert: "The testing laboratory shall conduct a visual inspection of each lot to determine the presence of levels of foreign matter, debris, insects, and visible mold.

(5) The department shall establish by rule the acceptable levels of pesticides, residual solvents, mold, foreign matter, debris, insects, and other contaminants that marijuana-infused products may contain.

(6)"

Renumber: subsequent subsections

37. Page 21, line 16.

Following: line 15

Insert: "(8) Marijuana or a marijuana-infused product must include a label indicating whether the marijuana or marijuana-infused product has been tested."

38. Page 23, line 2.

Strike: "2"

Insert: "4"

39. Page 23, line 3.

Strike: "4"

Insert: "12"

40. Page 23, line 6.

Strike: "4"

Insert: "8"

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Strike: "8"

Insert: "24"

41. Page 28, line 14.

Strike: "[SECTION 19] OR [SECTION 20]"

Insert: "[section 20] or [section 21]"

42. Page 28, line 16.

Strike: "[SECTION 19] AND [SECTION 20]"

Insert: "[section 20] or [section 21]"

43. Page 30.

Following: line 7

Insert: "Section 12. Section 50-46-328, MCA, is amended to read:

"50-46-328. Local government authority to regulate. (1) To protect the public health, safety, or welfare, a local government may by ordinance or resolution regulate a provider or marijuana-infused products provider that operates within the local government's jurisdictional area. The regulations may include but are not limited to inspections of ~~locations where marijuana is cultivated or manufactured~~ registered premises and testing laboratories in order to ensure compliance with any public health, safety, and welfare requirements established by the department or the local government.

(2) A local government may adopt an ordinance or resolution prohibiting providers and marijuana-infused products providers from operating dispensaries or as storefront businesses."

Renumber: subsequent sections

44. Page 34, line 1 through line 3.

Strike: subsection (3) in its entirety

Insert: "(3) (a) Except as provided in subsection (3)(b), license fees for providers and marijuana-infused products providers are \$25 per registered cardholder per quarter.

(b) The department may revise the fee provided for in subsection (3)(a) as needed to adequately fund the administration of the Montana Medical Marijuana Act and the seed-to-sale tracking system, including operating reserve funds of \$250,000. The department shall establish revised fees by rule.

(c) A provider of both marijuana and marijuana-infused products is required to have only one license.

(d) The department of revenue shall collect the fee provided for in this subsection (3) pursuant to [sections 18 through 26] and deposit the fee into the account provided for in 50-46-345."

45. Page 34, line 16 through line 18.

Strike: ":", on line 16 through "(b)" on line 18

46. Page 34, line 18.

Strike: "50-46-344(4)"

Insert: "50-46-344"

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47. Page 34, line 24.

Strike: "17 THROUGH 25"

Insert: "18 through 26"

48. Page 35, line 4 through line 7.

Strike: subsection (6) through subsection (7) in their entirety

49. Page 35, line 9.

Strike: "**Tax on**" through "MARIJUANA"

Insert: "Marijuana"

50. Page 35, line 10.

Strike: "**providers**"

Insert: "provider fees"

51. Page 35, line 10 through line 16.

Strike: subsection (1) in its entirety

Insert: "(1) The department shall collect the license fee provided for in 50-46-344(3) and deposit the fee into the account provided for in 50-46-345."

52. Page 35, line 18 through line 19.

Strike: "dollar" on line 18 through "dispensaries" on line 19

Insert: "number of registered cardholders naming the marijuana product provider"

53. Page 35, line 24 through line 25.

Strike: "THE" on line 24 through "sales" on line 25

Insert: "the fee established by the department of public health and human services per registered cardholder"

54. Page 35, line 26.

Strike: "taxes"

Insert: "fees"

55. Page 36, line 8.

Strike: "TAX"

Insert: "fee"

Strike: "17 THROUGH 25"

Insert: "18 through 26"

56. Page 36, line 11.

Strike: "TAXES"

Insert: "fees"

57. Page 36, line 12.

Strike: "19 THROUGH 22"

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Insert: "20 through 23"

58. Page 36, line 14.

Following: "STATE"

Strike: "TAXES"

Insert: "fees"

Strike: "19 THROUGH 22"

Insert: "20 through 23"

Following: "PAY THE"

Strike: "TAXES"

Insert: "fees"

59. Page 36, line 15.

Strike: "TAXES"

Insert: "fees"

60. Page 36, line 17.

Strike: "TAXES"

Insert: "fees"

61. Page 36, line 19.

Strike: "TAXES"

Insert: "fees"

62. Page 36, line 21.

Strike: "TAX"

63. Page 36, line 23.

Strike: "17 THROUGH 25"

Insert: "18 through 26"

Strike: "TAXES"

Insert: "fees"

64. Page 36, line 24.

Strike: "17 THROUGH 25"

Insert: "18 through 26"

65. Page 36, line 26.

Strike: "TAXES"

Insert: "fees"

66. Page 36, line 29.

Strike: "TAXES"

Insert: "fees"

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67. Page 37, line 2.

Strike: "TAXES"

Insert: "fees"

68. Page 37, line 4.

Strike: "TAXES"

Insert: "fees"

69. Page 37, line 11.

Strike: "TAXES"

Insert: "fees"

70. Page 37, line 15.

Strike: "TAX"

Insert: "fee"

Strike: "18"

Insert: "19"

71. Page 37, line 18.

Strike: "TAXES"

Insert: "fees"

Strike: "17 THROUGH 25"

Insert: "18 through 26"

72. Page 37, line 19 through line 22.

Strike: "._" on line 19 through "SOLD" on line 22

Insert: "an accurate record of each registered cardholder who names the marijuana product provider, the date the registered cardholder named the marijuana product provider, and the date a registered cardholder ceases to name the marijuana product provider"

73. Page 37, line 23.

Strike: "17 THROUGH 25"

Insert: "18 through 26"

74. Page 37, line 25.

Strike: "AMOUNT OF TAX"

Insert: "fee"

75. Page 38, line 3.

Strike: "TAX"

Insert: "fee"

76. Page 38, line 10.

Strike: "TAX"

Insert: "fee"

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77. Page 38, line 12.

Strike: "TAX"

Insert: "fee"

78. Page 38, line 17.

Strike: "AMOUNT OF TAX"

Insert: "fee"

79. Page 38, line 19.

Strike: "TAX"

Strike: "17 THROUGH 25"

Insert: "18 through 26"

80. Page 38, line 23.

Strike: "TAX"

Insert: "fee"

81. Page 38, line 24.

Strike: "TAX"

Insert: "fee"

82. Page 38, line 25.

Strike: "19"

Insert: "20"

83. Page 38, line 26.

Strike: "TAXES"

Insert: "fees"

84. Page 38, line 27.

Strike: "TAXES"

Insert: "fees"

85. Page 38, line 29.

Strike: "TAX"

Insert: "fee"

86. Page 39, line 4.

Strike: "TAXES"

Insert: "fees"

87. Page 39, line 5.

Strike: "TAXES"

Insert: "fees"

Strike: "17 THROUGH 25"

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Insert: "18 through 26"

88. Page 39, line 6.

Strike: the first "TAX"

Insert: "fee"

Strike: "17 THROUGH 25"

Insert: "18 through 26"

Strike: the second "TAX"

Insert: "fee"

89. Page 39, line 8.

Strike: "TAXES"

Insert: "fees"

90. Page 39, line 9.

Strike: "TAX"

91. Page 39, line 12.

Strike: "TAX"

Insert: "fee"

92. Page 39, line 18.

Strike: "TAXES"

Insert: "fees"

Strike: "17 THROUGH 25"

Insert: "18 through 26"

93. Page 39, line 24.

Strike: "TAXPAYER"

Insert: "marijuana product provider"

94. Page 40, line 4.

Strike: "17 THROUGH 25"

Insert: "18 through 26"

95. Page 40, line 12.

Strike: "17 THROUGH 25"

Insert: "18 through 26"

96. Page 40, line 13.

Following: "JUSTICE"

Insert: "or law enforcement"

97. Page 40, line 14.

Strike: "17 THROUGH 25"

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Insert: "18 THROUGH 26"

98. Page 40, line 17 through line 20.

Strike: subsection (B) in its entirety

Renumber: subsequent subsections

99. Page 40, line 21.

Strike: "17 THROUGH 25"

Insert: "18 through 26"

100. Page 40, line 24 through line 25.

Strike: "17 THROUGH 25"

Insert: "18 through 26"

101. Page 40, line 30.

Strike: "17 THROUGH 25"

Insert: "18 through 26"

102. Page 41, line 2 through line 3.

Strike: "17 THROUGH" on line 2 through "25" on line 3

Insert: "18 through 26"

103. Page 41, line 11 through line 12.

Strike: "MARIJUANA" on line 11 through "SALES" on line 12

Insert: "license fee on marijuana product providers"

104. Page 41, line 13.

Insert: "**Section 27.** Section 80-1-104, MCA, is amended to read:

"80-1-104. Analytical laboratory services -- rulemaking authority -- deposit of fees.

(1) The department is authorized to provide analytical laboratory services for:

(a) programs it operates under this title;

(b) other state or federal agencies;

(c) providers and marijuana-infused products providers as those terms are defined in 50-46-302, and the department of public health and human services for the purposes of Title 50, chapter 46, part 3, as allowed by federal law; and

(e)(d) private parties.

(2) The department may enter into a contract or a memorandum of understanding for the space and equipment necessary for operation of the analytical laboratory.

(3) (a) The department may adopt rules establishing fees for testing services required under this title or provided to another state agency, a federal agency, or a private party.

(b) Money collected from the fees must be deposited in the appropriate related account in the state special revenue fund to the credit of the department to pay costs related to analytical laboratory services provided pursuant to this section."

Insert: "NEW SECTION. **Section 28. Appropriation.** There is appropriated \$650,000 from the state special revenue account that contains the fees collected pursuant to Title 50, chapter

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46, to the department of public health and human services for fiscal year 2018 for the purposes described in 50-46-303(4)(c) and (4)(d)."

"NEW SECTION. Section 29. Appropriation. There is appropriated \$1 million or the amount remaining in the account, whichever is more, from the state special revenue account that contains the fees collected pursuant to Title 50, chapter 46, to the department of public health and human services for fiscal year 2018 for the establishment of a tracking system for marijuana and marijuana-infused products pursuant to 50-46-303."

Renumber: subsequent sections

105. Page 41, line 16.

Strike: "17 THROUGH 25"

Insert: "18 through 26"

106. Page 41, line 17.

Strike: "17 THROUGH 25"

Insert: "18 through 26"

107. Page 41, line 26.

Strike: "17 THROUGH 25"

Insert: "18 through 26"

108. Page 41, line 27.

Following: "3(4)(B)"

Insert: "through (4)(d)"

Following: "5(5)"

Insert: "(a) through (5)(c)"

109. Page 41, line 28.

Strike: "12(2)(B)"

Insert: "13(2)(b)"

110. Page 42, line 1.

Following: "3(4)(B)"

Insert: "through (4)(d)"

Following: "5(5)"

Insert: "(a) through (5)(c)"

111. Page 42, line 2.

Strike: "12(2)(B)"

Insert: "13(2)(b)"

112. Page 42, line 4.

Following: "3(4)(B)"

Insert: "through (4)(d)"

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Following: "5(5)"

Insert: "(a) through (5)(c)"

113. Page 42, line 5.

Strike: "12(2)(B)"

Insert: "13(2)(b)"

And, as amended, be concurred in. Report adopted.

SB 359, be amended as follows:

4/11/2017

1. Page 2, line 4.

Following: "buildings"

Insert: "under single ownership on contiguous parcels of land"

Strike: "in the aggregate"

Strike: "150,000"

Insert: "300,000"

2. Page 2, line 5.

Strike: "\$50"

Insert: "\$150"

3. Page 2, line 21.

Strike: "0.5%"

Insert: "0.9%"

And, as amended, be concurred in. Report adopted.

TRANSPORTATION (Lavin, Chair):

4/10/2017

SB 336, be concurred in. Report adopted.

Representative Jacobson moved to reject the adverse committee report on **SB 336**. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kipp III, Knokey, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kelker, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb,

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Welch, White, Zolnikov, Mr. Speaker.
Total 58

Excused: None.
Total 0

Absent or not voting: None.
Total 0

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 280**
Report No. 001, April 10, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 280** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 280** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 8 through line 9.

Strike: "AND" on line 8 through "EMPLOYEES" on line 9

2. Page 2, line 5 through line 6.

Following: "officer" on line 5

Strike: remainder of line 5 through "SERGEANT-AT-ARMS," on line 6

3. Page 2, line 14 through line 15.

Following: "officers" on line 14

Strike: remainder of line 14 through "ARE" on line 15

4. Page 3, line 20.

Following: "officer"

Strike: ", INCLUDING" through "SERGEANT-AT ARMS,"

For the Senate:

K. Regier, Chair
Sands
Vincent

For the House:

Brodehl
Perry

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FREE CONFERENCE COMMITTEE
on **House Bill 145**
Report No. 001, April 10, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 145** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 145** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 12.

Strike: "AN IMMEDIATE"

Insert: "A DELAYED"

2. Page 2, line 29.

Strike: "policyholder"

Insert: "policyowner"

3. Page 3, line 1.

Strike: "policyholder"

Insert: "policyowner"

4. Page 3, line 3.

Strike: "policyholder"

Insert: "policyowner"

5. Page 9, line 5.

Strike: "on passage and approval"

Insert: "January 1, 2018"

For the Senate:

Buttrey, Chair
Pomnichowski
Vance

For the House:

Z. Brown, Vice Chair
Grubbs
Treas

MESSAGES FROM THE SENATE

House amendments to Senate bill not concurred in:

4/10/2017

SB 294, introduced by Fitzpatrick

House bills not concurred in and returned to the House:

4/8/2017

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HB 528, introduced by Welch
HB 576, introduced by Hamilton

Conference Committee Report No.1 adopted: 4/8/2017

SB 59, introduced by Wolken

House amendments to Senate bills concurred in: 4/8/2017

SB 44, introduced by Vance
SB 99, introduced by C. Smith
SB 144, introduced by R. Webb
SB 158, introduced by MacDonald
SB 163, introduced by K. Regier
SB 270, introduced by Kary
SB 284, introduced by Lang
SB 286, introduced by Moore
SB 291, introduced by Facey
SB 292, introduced by Facey

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 4/8/2017

HB 205, introduced by Redfield
HB 303, introduced by Kelker
HB 383, introduced by Custer
HB 462, introduced by Garner
HB 642, introduced by Tschida
HB 647, introduced by D. Jones

House bill concurred in and returned to the House: 4/8/2017

HB 428, introduced by D. Jones

House bills received in the Senate after the March 31st deadline date for returning appropriation and revenue bills. The Senate, by motion, refused to suspend its rules to accept these bills:

4/11/2017

HB 239
HB 611

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FIRST READING AND COMMITMENT OF BILLS

The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 39, introduced by A. Olsen, referred to Business and Labor.

HJR 40, introduced by A. Olsen, referred to Business and Labor.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Woods in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 333 - Representative Ehli moved consideration of **HB 333** be placed at the top of the second reading board. Motion carried.

HB 333 - Senate Amendments - Representative Garner moved Senate Amendments to **HB 333** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: White.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 37 - Senate Amendments - Representative Windy Boy moved Senate Amendments to **HB 37** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 70

Nays: Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Fitzgerald, Flynn, Galloway, Galt, Glimm, Gunderson, A Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, Redfield, Regier, Rosendale, Skees, Tschida, Usher, Vinton, White.
Total 30

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 44 - Senate Amendments - Representative Essmann moved Senate Amendments to **HB 44** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Burnett, Vinton, White.
Total 3

Excused: None.
Total 0

Absent or not voting: None.

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Total 0

HB 99 - Senate Amendments - Representative Z. Brown moved Senate Amendments to **HB 99** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 80

Nays: Bartel, Brodehl, Doane, Flynn, Garner, Glimm, Knokey, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Tschida, Usher, Vinton, White, Zolnikov.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 100 - Senate Amendments - Representative Bennett moved Senate Amendments to **HB 100** be concurred in. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, Morigeau, Olsen, Patelis, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 66

Nays: Anderson, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Doane, Flynn, Galloway, Glimm, Gunderson, A Hertz, G Hertz, Hopkins, Knokey, C Knudsen, Lavin, Mandeville, McKamey, Mortensen, Noland, O'Hara, Peppers, Redfield, Regier, Ricci, Rosendale, Skees, Tschida, Usher, Wagoner, Webb, White.

Total 34

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 185 - Senate Amendments - Representative Morigeau moved Senate Amendments to **HB 185** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 67

Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galloway, Glimm, Gunderson, Holmlund, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, White, Mr. Speaker.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 255 - Senate Amendments - Representative Tschida moved Senate Amendments to **HB 255** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Zolnikov, Mr. Speaker.

Total 55

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Greef, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, White, Windy Boy, Woods.

Total 45

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 348 - Senate Amendments - Representative P. Webb moved Senate Amendments to **HB 348** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 373 - Senate Amendments - Representative Grubbs moved Senate Amendments to **HB 373** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 90

Nays: Brodehl, Essmann, Glimm, Mandeville, Ricci, Rosendale, Tschida, Vinton, White, Zolnikov.

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Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 381 - Senate Amendments - Representative Lenz moved Senate Amendments to **HB 381** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Kelker, Knokey, Lavin, Lenz, Loge, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Swanson, Trebas, Tschida, Vinton, Webb, Welch, Windy Boy, Woods, Mr. Speaker.

Total 78

Nays: Abbott, B. Brown, Burnett, Curtis, Hamilton, Karjala, Keane, Kipp III, C Knudsen, Lynch, Manzella, Mortensen, Olsen, Regier, Rosendale, Skees, Stewart-Per, Usher, Wagoner, Webber, White, Zolnikov.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 405 - Senate Amendments - Representative Cook moved Senate Amendments to **HB 405** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 85

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Nays: Brodehl, B. Brown, Z. Brown, Glimm, Lynch, Mandeville, Noland, Regier, Ricci, Rosendale, Skees, Tschida, Vinton, White, Zolnikov.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 407 - Senate Amendments - Representative A. Hertz moved Senate Amendments to **HB 407** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 93

Nays: Dunwell, Eck, Hayman, Olsen, Ricci, White, Zolnikov.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 424 - Senate Amendments - Representative Z. Brown moved Senate Amendments to **HB 424** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Mandeville, McCarthy, McKamey, Peppers, Pierson, Price, Regier, Ryan, Sales, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 64

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Nays: Ballance, Bartel, Beard, Berglee, Curtis, Doane, Eck, Galloway, Glimm, Harris, A Hertz, G Hertz, Jones, Knokey, C Knudsen, Lenz, Lynch, Manzella, McConnell, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Ricci, Rosendale, Schreiner, Skees, Tschida, Usher, Vinton, White, Zolnikov.
Total 35

Excused: None.
Total 0

Absent or not voting: Olsen.
Total 1

HB 426 - Senate Amendments - Representative Price moved Senate Amendments to **HB 426** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Peppers, Perry, Pierson, Price, Regier, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Windy Boy, Woods, Zolnikov.
Total 70

Nays: Bartel, Beard, Brodehl, B. Brown, Burnett, Ehli, Flynn, Galloway, Glimm, Grubbs, Harris, A Hertz, G Hertz, Holmlund, Knokey, C Knudsen, Lavin, Lenz, Noland, O'Hara, Patelis, Redfield, Ricci, Rosendale, Skees, Tschida, Vinton, Welch, White, Mr. Speaker.
Total 30

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 449 - Senate Amendments - Representative Galt moved Senate Amendments to **HB 449** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Redfield, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson,

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Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.

Total 85

Nays: Bennett, Glimm, Jacobson, Jones, Keane, Lynch, Morigeau, Noland, Pierson, Price, Regier, Ricci, Vinton, White, Windy Boy.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 533 - Senate Amendments - Representative Court moved Senate Amendments to **HB 533** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Noland, O'Hara, Olsen, Peppers, Perry, Price, Redfield, Regier, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 83

Nays: Bennett, Berglee, Curtis, Doane, Hamlett, Knokey, Lavin, McCarthy, Morigeau, Mortensen, Patelis, Pierson, Ricci, Ryan, Tschida, Webber, White.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 363 - Representative Cook moved **SB 363**, second reading copy, be amended as follows:

1. Page 3.

Following: line 2

Insert: "(5) A hydroelectric facility that funds protection, mitigation, and enhancement measures pursuant to a settlement approved by the federal energy regulatory commission may use any of those funds that are unobligated to pay, in whole or in part, the fee owed pursuant to subsection (1)."

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Renumber: subsequent subsections

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Bennett, Olsen, Stewart-Per.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 363 - Representative G. Hertz moved **SB 363**, second reading copy, be further amended as follows:

1. Title, page 1, line 10 through line 11.

Strike: "ESTABLISHING" on line 10 through "PREVENTION;" on line 11

2. Page 4, line 23 through page 5, line 20.

Strike: section 4 in its entirety

Renumber: subsequent sections

3. Page 12, line 27.

Following: "[section 2],"

Insert: "and"

4. Page 12, line 27 through line 28.

Strike: "AND" on line 27 through "[SECTION 4]," on line 28

5. Page 13, line 13.

Strike: "fees" through "[section 4],"

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6. Page 21, line 4 through line 6.

Strike: subsection (3) in its entirety

7. Page 21, line 10.

Strike: "(A)"

Following: "[SECTION]"

Strike: "7"

Insert: "6"

8. Page 21, line 11.

Strike: subsection (2)(B) in its entirety

9. Page 21, line 16.

Strike: "6, 13, 14, 15, AND 16"

Insert: "5, 12, 13, 14, and 15"

10. Page 21, line 18.

Strike: "5 AND 7(6)"

Insert: "4 and 6(6)"

11. Page 21, line 19.

Following: "[SECTION]"

Strike: "6"

Insert: "5"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fleming, Flynn, Funk, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Windy Boy, Woods, Mr. Speaker.

Total 74

Nays: Bachmeier, Ballance, Bennett, Z. Brown, Doane, Fern, Fitzgerald, Galloway, Greef, Hamlett, Hill-Smith, C Knudsen, Lenz, Manzella, Mortensen, Noland, Olsen, Rosendale, Ryan, Skees, Staffanson, Tschida, Usher, Welch, White, Zolnikov.

Total 26

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

SB 363 - Representative Cuffe moved **SB 363** as amended, be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Usher, Webb, Webber, White, Windy Boy, Woods, Mr. Speaker.

Total 89

Nays: Berglee, Galloway, Mandeville, Mortensen, Stewart-Per, Trebas, Tschida, Vinton, Wagoner, Welch, Zolnikov.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Woods moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Berglee, Curtis, Karjala, Lynch.

Total 4

Excused: None.

Total 0

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Absent or not voting: Olsen, Peppers, Staffanson.

Total 3

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 29 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Rosendale, Tschida.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 111 concurred in as follows:

Yeas: Abbott, Anderson, Ballance, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Kelker, Knokey, C Knudsen, Lenz, Loge, McCarthy, McConnell, McKamey, Noland, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Swanson, Trebas, Tschida, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 66

Nays: Bachmeier, Bartel, Brodehl, Court, Doane, Essmann, Flynn, Funk, Galloway, Galt, Harris, A Hertz, G Hertz, Hopkins, Jones, Karjala, Keane, Kipp III, Lavin, Lynch, Mandeville, Manzella, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Redfield, Staffanson, Stewart-Per, Usher,

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Wagoner, Zolnikov, Mr. Speaker.
Total 34

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 227 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods.
Total 59

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 41

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 241 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

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Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 299 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 65

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Price, Ryan, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 35

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 315 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

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Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 344 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 83

Nays: Beard, Berglee, Brodehl, Fleming, Funk, Galloway, Galt, Harris, A Hertz, G Hertz, Hopkins, C Knudsen, Lavin, Rosendale, Skees, Tschida, Windy Boy.
Total 17

Excused: None.
Total 0

Absent or not voting: None.
Total 0

REPORTS OF STANDING COMMITTEES

JUDICIARY (Doane, Chair):
SB 368, be amended as follows:

4/11/2017

1. Page 9, line 4.

Strike: "commissioner"

Insert: "attorney general"

2. Page 9, line 6.

Following: "chapter."

Insert: "An agreement hiring or retaining an attorney by the commissioner under this section must be in writing and must include the terms of the attorney's compensation. The

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agreement must be posted to the commissioner's website, and on the first day of each month, the commissioner shall post on the website a list of all costs and expenses incurred by any attorneys hired or retained under this section."

3. Page 9, line 6 through line 7.

Strike: "prosecutions" on line 6 through "County" on line 7

Insert: "civil or criminal actions must be filed in the state district court of the county in which the defendant resides or in the district court for Lewis and Clark County if the defendant resides out of state"

4. Page 9, line 13.

Following: "complaints;"

Insert: "and"

5. Page 9, line 16 through line 18.

Strike: "; and" on line 16 through "chapter" on line 18

6. Page 12, following line 3.

Insert: "(3) The commissioner is one party in the appeal process and the candidate, political committee, or other respondent to the preliminary order of noncompliance or decision is the other party."

Renumber: subsequent subsections

7. Page 12, line 4.

Following: "(a)"

Insert: "The commissioner shall develop and maintain a list of at least 10 individuals who are willing and able to serve as a mediator in an initial decision appeal."

Following: "must"

Strike: "have been"

Insert: "be"

8. Page 12, line 5.

Following: "must"

Strike: "have scheduled"

Insert: "schedule"

9. Page 12, line 6.

Following: "parties."

Insert: "If the parties cannot agree on a mediator, the respondent to the preliminary order of noncompliance or decision shall select the mediator.
(b)"

Renumber: subsequent subsections

10. Page 12, line 12.

Strike: "and shall jointly share the costs of the mediator."

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Insert: "as incurred separately by each party. The fees and costs due to the mediator must be equally divided between the parties and billed to each party by the mediator.
(d)"

Renumber: subsequent subsections

11. Page 12, line 30.

Strike: "alleged violation occurred"

Insert: "subject of the alleged violation resides"

And, as amended, be concurred in. Report adopted.

MOTIONS

Representative Ehli moved to re-refer **SB 363** to the Appropriations Committee. Without objection, so ordered.

Representative Woods moved that **HB 667** be taken from the Human Services Committee and placed on second reading on the 77th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kipp III, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 45

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 55

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Wednesday, April 12, 2017.
Motion carried.

House adjourned at 2:35 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SEVENTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana
April 12, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Cuffe. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Doane, excused. Quorum present.

BILLS (Ricci, Chair): 4/12/2017

Correctly printed: **HB 620, HJR 36, HJR 38, HJR 39, HJR 40, SB 21, SB 73, SB 90, SB 94, SB 119, SB 123, SB 140, SB 173, SB 205, SB 218, SB 233, SB 245, SB 248, SB 272, SB 310, SB 317, SB 329, SB 333, SB 336, SB 339, SB 361, SB 363, SB 374, SJR 9, SJR 21.**

Correctly engrossed: **SB 285, SB 333, SB 363, SB 368.**

Correctly enrolled: **HB 554, HB 574.**

Examined by the sponsor and found to be correct: **HB 554, HB 574.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair): 4/11/2017

SB 55, be amended as follows:

1. Title, page 1, line 8.

Following: "AUTHORITY;"

Insert: "PROVIDING AN APPROPRIATION;"

2. Page 7.

Following: line 11

Insert: "NEW SECTION. Section 9. Appropriation. (1) There is appropriated \$25,570 in each year of the biennium beginning July 1, 2017, from the special revenue account established in 80-7-123 to the department of agriculture for the purpose of funding administrative costs associated with the activities of the nursery program.

(2) The legislature intends that the appropriation in this section be considered a part of the ongoing base for the next legislative session."

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

SB 57, be amended as follows:

1. Page 5.

Following: line 29

Insert: "COORDINATION SECTION. Section 4. Coordination instruction. If House Bill No. 473 and [this act] are both passed and approved and if House Bill No. 473 amends 15-70-403

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to increase the gasoline tax in subsection (1)(a) by 8 cents or more, then [this act] is void."

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

SB 73, be concurred in. Report adopted.

SB 90, be concurred in. Report adopted.

SB 94, be concurred in. Report adopted.

SB 119, be concurred in. Report adopted.

SB 261, be amended as follows:

1. Title, page 1, line 9.

Following: "WHEN"

Insert: "THERE IS EXCESS"

Strike: "REVENUES" through "ESTIMATE"

Insert: "REVENUE"

2. Title, page 1, line 11 through line 12.

Strike: "WHEN" on page 1, line 11 through "ESTIMATE" on line 12

3. Title, page 1, line 13.

Following: "ISSUED;"

Insert: "PROVIDING FOR A CONTINGENT FUND TRANSFER FROM THE FIRE SUPPRESSION
ACCOUNT TO THE GENERAL FUND; PROVIDING AN APPROPRIATION;"

4. Page 1, line 20 through line 21.

Strike: "REVENUES" on line 20 through "EXCEED"

Insert: "revenue exceeds"

5. Page 1, line 21.

Strike: "EXCESS REVENUES OVER"

Insert: "the amount of revenue that exceeds the revenue estimate by"

6. Page 1, line 22.

Strike: "ARE"

Insert: "is"

7. Page 1, line 26.

Strike: "REVENUES"

Insert: "revenue"

Following: "FOR A"

Insert: "most recently completed"

8. Page 1, line 27.

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Strike: "EXCEED" through "FISCAL YEAR"

Insert: "exceeds the prior fiscal year general fund revenue"

9. Page 1, line 28.

Strike: "REVENUES ARE"

Insert: "revenue is"

10. Page 2, line 12.

Insert: "(6) For the purposes of this section, the following definitions apply:

(a) "Adjusted revenue" means general fund revenue for the prior fiscal year plus the growth amount.

(b) "Excess revenue" means the amount of general fund revenue for the most recently completed fiscal year minus adjusted revenue."

(c) "Growth amount" means general fund revenue for the prior fiscal year multiplied by the growth rate.

(d) "Growth rate" means the average compound rate of growth of general fund revenue for the 6 fiscal years prior to the most recently completed fiscal year and the prior fiscal year.

11. Page 10, line 16.

Strike: "3.5%"

Insert: "2.5%"

12. Page 10, line 18.

Strike: "3%"

Insert: "2%"

13. Page 12, line 1.

Strike: "5%"

Insert: "4%"

14. Page 12, line 12.

Following: "balances from"

Insert: "transfers and"

Strike: "(9)"

Insert: "(10)"

15. Page 12, line 21.

Following: "authorize"

Insert: "transfers or"

16. Page 12, line 22.

Strike: "(9)"

Insert: "(10)"

17. Page 12, line 23.

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Following: "(6)"

Insert: "The amount of transfers that the governor may authorize from the budget stabilization reserve fund provided for in [section 1] is based on the dollar reductions to the general fund expenditures authorized by the governor.

(a) Prior to June of the year preceding a legislative session, the governor may authorize \$2 of transfers for each \$1 of reductions in spending.

(b) On or after June 1 of the year preceding a legislative session, the governor may authorize \$3 of transfers for each \$1 of reductions in spending.

(7) If the transfers provided for in subsection (6) are encumbered and are insufficient to ensure that the ending fund balance is equal to at least the percentage of general fund appropriations for the relevant time period in subsection (1)(a)(i) through (1)(a)(v), then the governor may authorize conditional transfers."

18. Page 12, line 23.

Strike: "percentage"

Insert: "dollar amount"

19. Page 12, line 25 through line 26.

Strike: "equal to" on line 25 through "biennium" on line 26

Insert: "identified prior to June of the year preceding a legislative session"

20. Page 12, line 27.

Strike: "the second 1% of"

Following: "reductions"

Insert: "identified on or after June 1 of the year preceding a legislative session"

21. Page 12, line 29 through line 30.

Strike: subsection (c) in its entirety

Renumber: subsequent subsections

22. Page 13, line 1.

Following: "amount of"

Insert: "transfers and"

23. Page 13, line 3.

Following: line 2

Insert: "(8) The maximum amount of general fund expenditure reductions identified:

(a) prior to June of the year preceding a legislative session is limited to 2% of the total general fund appropriations for the second fiscal year of the biennium; or

(b) on or after June 1 of the year preceding a legislative session is limited to 1% of the total general fund appropriations for the biennium."

Renumber: subsequent subsections

24. Page 13, line 4 through line 9.

Strike: "FROM" on line 4 through "(C)" on line 9

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Renumber: subsequent subsections

25. Page 13, line 20.

Strike: "(7)(D)"

Insert: "(9)(b)"

26. Page 13, line 24.

Following: line 23

Insert: "(iii) Funds held for tribal water compacts are not eligible for conditional transfers."

27. Page 13, line 25.

Strike: "(8)(b)"

Insert: "(10)(b)"

28. Page 14, line 1 through line 5.

Strike: subsection (9) in its entirety

29. Page 16, line 4.

Insert: "NEW SECTION. Section 9. Contingent fund transfer from fire suppression account. (1) For the biennium ending June 30, 2019, if the certified unaudited general fund revenue and transfers into the general fund received in fiscal years 2017 and 2018 are less than the estimated state general fund revenue in House Joint Resolution No. 2 for the same fiscal years by more than \$50 million, then the governor may authorize a fund transfer from the fire suppression account provided for in 76-13-150 to the general fund in the amount provided in subsection (2).

(2) The maximum amount of the fund transfer provided by this section is equal to the amount of estimated general fund revenue in House Joint Resolution No. 2 for fiscal years 2017 and 2018 minus the certified unaudited general fund revenue and transfers into the general fund for the same fiscal years, not to exceed \$25 million.

(3) For the purpose of this section, certified unaudited general fund revenue and transfers into the general fund are those recorded in the statewide accounting, budgeting, and human resource system using generally accepted accounting principles in accordance with 17-7-102 and include transfers into the general fund."

Insert: "NEW SECTION. Section 10. Appropriation. (1) There is appropriated \$100 from the general fund to the legislative fiscal division for the biennium beginning July 1, 2017.

(2) The appropriation must be used to pay for costs of the legislative finance committee for monitoring the provisions of [this act]."

Insert: "NEW SECTION. Section 11. Codification instruction. [Section 1] is intended to be codified as an integral part of Title 17, chapter 7, part 1, and the provisions of Title 17, chapter 7, part 1, apply to [section 1]."

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

SB 285, be amended as follows:

1. Page 7, line 12.

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Strike: "\$140,500"

Insert: "\$200,000"

And, as amended, be concurred in. Report adopted.

SB 345, be amended as follows:

1. Title, page 1, line 13.

Strike: "PROVIDING" through "PRACTICES;"

2. Title, page 1, line 20.

Following: "FOR"

Insert: "HEALTH REIMBURSEMENT ARRANGEMENT-ONLY BENEFITS AND"

3. Title, page 1, line 22.

Strike: ", 33-18-206,"

Strike: "33-18-208"

Insert: "15-30-2131"

Strike: "AN IMMEDIATE"

4. Title, page 1, line 23.

Strike: the first "DATE"

Insert: "DATES"

Strike: "A RETROACTIVE"

Insert: "AN"

5. Page 1, line 27.

Strike: "5"

Insert: "3"

6. Page 2, line 12 through page 3, line 5.

Strike: section 3 through section 4 in their entirety

Renumber: subsequent sections

7. Page 4, line 12.

Following: line 11

Insert: "(4) For the purpose of [section 2] and this section, "high-deductible health plan" has the meaning provided in [section 5]."

Renumber: subsequent subsection

Strike: "5"

Insert: "3"

8. Page 4, line 25.

Strike: "7"

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Insert: "5"

9. Page 5, line 10 through line 11.

Strike: ", AS DEFINED" on line 10 through "223" on line 11

10. Page 5, line 13.

Strike: "MEETING" through the second "106"

11. Page 5, line 29.

Strike: "'Montana resident", for"

Insert: "For"

12. Page 5, line 30.

Following: "section,"

Insert: "the following definitions apply:

(a) "Employee health savings accounts" means a health savings account, as defined in section 223 of the Internal Revenue Code, 26 U.S.C. 223.

(b) "Health reimbursement arrangement-only plan" means a qualified small employer health reimbursement arrangement, as defined in section 9831 of the Internal Revenue Code, 26 U.S.C. 9831, that is not sold in connection with or packaged with health insurance coverage.

(c) "High-deductible health plan" means a health plan with an annual deductible of not less than a specific amount under the Internal Revenue Code and has the same meaning as a high-deductible health plan, as defined in section 223 of the Internal Revenue Code, 26 U.S.C. 223.

(d) "Montana resident"

13. Page 8, line 21.

Strike: "and"

14. Page 8, line 23.

Following: "15-30-3104"

Insert: "; and

(u) all benefits received by an employee from a health reimbursement arrangement-only plan, as defined in [section 5], if the benefits were used for medical care, as defined by 26 U.S.C. 213(d), or insurance for medical care for the employee or the employee's spouse or dependents, and attributed as income to the employee under federal law"

15. Page 11, line 26 through line 30.

Strike: "TO THE EXTENT" on line 26 through "TAX YEAR" on line 30

Insert: "by the entire amount of premium payments made by the taxpayer for a high-deductible health plan, as defined in [section 5], that provides coverage for the taxpayer or the taxpayer's spouse or dependents to the extent that the premiums were not deducted in calculating federal adjusted gross income"

16. Page 12, line 19.

"Section 7. Section 15-30-2131, MCA, is amended to read:

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"15-30-2131. Deductions allowed in computing net income. (1) In computing net income, there are allowed as deductions:

(a) the items referred to in sections 161, including the contributions referred to in 33-15-201(5)(b), and 211 of the Internal Revenue Code, 26 U.S.C. 161 and 211, subject to the following exceptions, which are not deductible:

- (i) items provided for in 15-30-2133;
- (ii) state income tax paid;
- (iii) premium payments for medical care as provided in subsection (1)(g)(i);
- (iv) long-term care insurance premium payments as provided in subsection (1)(g)(ii); ~~and~~
- (v) a charitable contribution using a charitable gift annuity unless the annuity is a qualified charitable gift annuity as defined in 33-20-701; and
- (vi) medical care benefits deducted in determining Montana adjusted gross income under 15-30-2110(2)(u);

(b) federal income tax paid within the tax year, not to exceed \$5,000 for each taxpayer filing singly, head of household, or married filing separately or \$10,000 if married and filing jointly;

(c) expenses of household and dependent care services as outlined in subsections (1)(c)(i) through (1)(c)(iii) and (2) and subject to the limitations and rules as set out in subsections (1)(c)(iv) through (1)(c)(vi), as follows:

(i) expenses for household and dependent care services necessary for gainful employment incurred for:

- (A) a dependent under 15 years of age for whom an exemption can be claimed;
- (B) a dependent as allowable under 15-30-2114(5), except that the limitations for age and gross income do not apply, who is unable to provide self-care because of physical or mental illness; and

(C) a spouse who is unable to provide self-care because of physical or mental illness;

(ii) employment-related expenses incurred for the following services, but only if the expenses are incurred to enable the taxpayer to be gainfully employed:

- (A) household services that are attributable to the care of the qualifying individual; and
- (B) care of an individual who qualifies under subsection (1)(c)(i);
- (iii) expenses incurred in maintaining a household if over half of the cost of maintaining the household is furnished by an individual or, if the individual is married during the applicable period, is furnished by the individual and the individual's spouse;

(iv) the amounts deductible in subsections (1)(c)(i) through (1)(c)(iii), subject to the following limitations:

(A) a deduction is allowed under subsection (1)(c)(i) for employment-related expenses incurred during the year only to the extent that the expenses do not exceed \$4,800;

(B) expenses for services in the household are deductible under subsection (1)(c)(i) for employment-related expenses only if they are incurred for services in the taxpayer's household, except that employment-related expenses incurred for services outside the taxpayer's household are deductible, but only if incurred for the care of a qualifying individual described in subsection (1)(c)(i)(A) and only to the extent that the expenses incurred during the year do not exceed:

- (I) \$2,400 in the case of one qualifying individual;
- (II) \$3,600 in the case of two qualifying individuals; and
- (III) \$4,800 in the case of three or more qualifying individuals;

(v) if the combined adjusted gross income of the taxpayers exceeds \$18,000 for the tax year during which the expenses are incurred, the amount of the employment-related expenses

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incurred, to be reduced by one-half of the excess of the combined adjusted gross income over \$18,000;

(vi) for purposes of this subsection (1)(c):

(A) married couples shall file a joint return or file separately on the same form;

(B) if the taxpayer is married during any period of the tax year, employment-related expenses incurred are deductible only if:

(I) both spouses are gainfully employed, in which case the expenses are deductible only to the extent that they are a direct result of the employment; or

(II) the spouse is a qualifying individual described in subsection (1)(c)(i)(C);

(C) an individual legally separated from the individual's spouse under a decree of divorce or of separate maintenance may not be considered as married;

(D) the deduction for employment-related expenses must be divided equally between the spouses when filing separately on the same form;

(E) payment made to a child of the taxpayer who is under 19 years of age at the close of the tax year and payments made to an individual with respect to whom a deduction is allowable under 15-30-2114(5) are not deductible as employment-related expenses;

(d) in the case of an individual, political contributions determined in accordance with the provisions of section 218(a) and (b) of the Internal Revenue Code of 1954 (now repealed) that were in effect for the tax year that ended December 31, 1978;

(e) that portion of expenses for organic fertilizer and inorganic fertilizer produced as a byproduct allowed as a deduction under 15-32-303 that was not otherwise deducted in computing taxable income;

(f) contributions to the child abuse and neglect prevention program provided for in 52-7-101, subject to the conditions set forth in 15-30-2143;

(g) the entire amount of premium payments made by the taxpayer, except premiums deducted in determining Montana adjusted gross income, or for which a credit was claimed under 15-30-2366, for:

(i) insurance for medical care, as defined in 26 U.S.C. 213(d), for coverage of the taxpayer, the taxpayer's dependents, and the parents and grandparents of the taxpayer; and

(ii) long-term care insurance policies or certificates that provide coverage primarily for any qualified long-term care services, as defined in 26 U.S.C. 7702B(c), for:

(A) the benefit of the taxpayer for tax years beginning after December 31, 1994; or

(B) the benefit of the taxpayer, the taxpayer's dependents, and the parents and grandparents of the taxpayer for tax years beginning after December 31, 1996;

(h) light vehicle registration fees, as provided for in 61-3-321(2) and 61-3-562, paid during the tax year; and

(i) per capita livestock fees imposed pursuant to 15-24-921, 15-24-922, 81-6-104, 81-6-204, 81-6-209, 81-7-118, or 81-7-201.

(2) (a) Subject to the conditions of subsection (1)(c), a taxpayer who operates a family day-care home or a group day-care home, as these terms are defined in 52-2-703, and who cares for the taxpayer's own child and at least one unrelated child in the ordinary course of business may deduct employment-related expenses considered to have been paid for the care of the child.

(b) The amount of employment-related expenses considered to have been paid by the taxpayer is equal to the amount that the taxpayer charges for the care of a child of the same age for the same number of hours of care. The employment-related expenses apply regardless of whether any expenses actually have been paid. Employment-related expenses may not exceed the

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amounts specified in subsection (1)(c)(iv)(B).

(c) Only a day-care operator who is licensed and registered as required in 52-2-721 is allowed the deduction under this subsection (2)."

17. Page 12, line 20 through page 13, line 30.

Strike: section 9 through section 10 in their entirety

Renumber: subsequent sections

18. Page 15, line 3.

Strike: "5"

Insert: "3"

19. Page 15, line 5.

Strike: "5"

Insert: "3"

20. Page 15, line 6.

Strike: "6"

Insert: "4"

21. Page 15, line 7.

Strike: "6"

Insert: "4"

22. Page 15, line 8.

Strike: "7"

Insert: "5"

23. Page 15, line 9.

Strike: "7"

Insert: "5"

24. Page 15, line 11.

Strike: "date"

Insert: "dates"

Strike: "[This act]"

Insert: "(1) Except as provided in subsection (2), [this act]"

25. Page 15, line 12.

Following: line 11

Insert: "(2) [Sections 4 through 7] are effective January 1, 2019."

26. Page 15, line 13.

Strike: "Retroactive applicability"

Insert: "Applicability"

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27. Page 15, line 13 through line 14.

Strike: "[This act]" on line 13 through "1-2-109," on line 14

Insert: "[Sections 4 through 7] apply"

28. Page 15, line 14.

Strike: "2016"

Insert: "2018"

And, as amended, be concurred in. Report adopted.

SB 363, be concurred in. Report adopted.

TAXATION (Essmann, Chair):

4/6/2017

HJR 2, introduced joint resolution, be amended as follows:

1. Page 2, line 14 through line 15.

Strike: "\$2,194,337,000" on line 14 through "\$2,452,611,000" on line 15

Insert: "\$2,212,592,186, \$2,359,344,806, and \$2,476,395,000"

2. Page 3, line 10.

Following: "Tax"

Strike: remainder of line 10

Insert: "1,184.828 1,238.516 1,320.815 1,404.438"

3. Page 3, line 11.

Following: "Tax"

Strike: remainder of line 11

Insert: "257.100 261.003 277.119 286.326"

4. Page 3, line 12.

Following: "Tax"

Strike: remainder of line 12

Insert: "118.387 139.952 168.762 171.748"

5. Page 3, line 13.

Following: "Fees"

Strike: remainder of line 13

Insert: "108.480 110.844 112.952 114.509"

6. Page 3, line 14.

Following: "Tax"

Strike: remainder of line 14

Insert: "39.083 45.289 49.939 48.914"

7. Page 3, line 15.

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Following: "Fees"

Strike: remainder of line 15

Insert: "69.255 73.414 76.000 79.887"

8. Page 3, line 16.

Following: "Tax"

Strike: remainder of line 16

Insert: "60.554 59.280 61.904 64.516"

9. Page 3, line 17.

Following: "Subtotal"

Strike: remainder of line 17

Insert: "1,837.687 1,928.299 2,067.491 2,170.338"

10. Page 3, line 19.

Following: "Fee"

Strike: remainder of line 19

Insert: "4.345 4.938 4.341 5.007"

11. Page 3, line 20.

Following: "Fee"

Strike: remainder of line 20

Insert: "7.212 7.454 7.660 7.994"

12. Page 3, line 21.

Following: "Taxes"

Strike: remainder of line 21

Insert: "21.493 22.196 23.399 24.771"

13. Page 4, line 1.

Following: "Tax"

Strike: remainder of line 1

Insert: "2.397 2.552 2.540 2.527"

14. Page 4, line 2.

Following: "Tax"

Strike: remainder of line 2

Insert: "3.594 3.387 3.642 3.905"

15. Page 4, line 3.

Following: "Tax"

Strike: remainder of line 3

Insert: "3.878 3.310 3.357 3.658"

16. Page 4, line 4.

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Following: "Tax"

Strike: remainder of line 4

Insert: "16.775 16.089 15.570 14.966"

17. Page 4, line 5.

Following: "Subtotal"

Strike: remainder of line 5

Insert: "59.694 59.926 60.508 62.828"

18. Page 4, line 7.

Following: "Tax"

Strike: remainder of line 7

Insert: "14.236 13.577 15.460 15.954"

19. Page 4, line 8.

Following: "Tax"

Strike: remainder of line 8

Insert: "4.536 4.448 4.439 4.524"

20. Page 4, line 9.

Following: "Tax"

Strike: remainder of line 9

Insert: "4.221 4.410 4.274 4.156"

21. Page 4, line 10.

Following: "Royalty"

Strike: remainder of line 10

Insert: "16.759 19.249 20.497 21.229"

22. Page 4, line 11.

Following: "Tax"

Strike: remainder of line 11

Insert: "3.516 3.539 3.505 3.537"

23. Page 4, line 12.

Following: "Subtotal"

Strike: remainder of line 12

Insert: "43.269 45.223 48.175 49.401"

24. Page 4, line 14.

Following: "Interest"

Strike: remainder of line 14

Insert: "20.722 19.963 20.329 20.307"

25. Page 4, line 15.

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Following: "Interest"

Strike: remainder of line 15

Insert: "3.961 4.274 7.577 15.507"

26. Page 4, line 16.

Following: "Subtotal "

Strike: remainder of line 16

Insert: "24.683 24.237 27.906 35.814"

27. Page 4, line 18.

Following: "Tax"

Strike: remainder of line 18

Insert: "3.027 3.051 3.059 3.064"

28. Page 4, line 19.

Following: "Tax"

Strike: remainder of line 19

Insert: "31.103 30.924 30.718 30.529"

29. Page 4, line 20.

Following: "Tax"

Strike: remainder of line 20

Insert: "19.776 21.359 22.265 23.218"

30. Page 4, line 21.

Following: "Profits"

Strike: remainder of line 21

Insert: "11.000 11.500 12.000 12.500"

31. Page 5, line 1.

Following: "Profits"

Strike: remainder of line 1

Insert: "11.963 12.363 12.363 12.363"

32. Page 5, line 2.

Following: "Tax"

Strike: remainder of line 2

Insert: "6.184 6.623 6.815 6.999"

33. Page 5, line 3.

Following: "Tax"

Strike: remainder of line 3

Insert: "2.373 2.484 2.584 2.674"

34. Page 5, line 4.

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Following: "Subtotal"

Strike: remainder of line 4

Insert: "85.427 88.304 89.804 91.348"

35. Page 5, line 6.

Following: "Revenue"

Strike: remainder of line 6

Insert: "41.443 40.650 41.713 42.968"

36. Page 5, line 7.

Following: "Fines"

Strike: remainder of line 7

Insert: "4.040 4.101 4.155 4.193"

37. Page 5, line 8.

Following: "Fee"

Strike: remainder of line 8

Insert: "4.764 4.589 4.277 4.181"

38. Page 5, line 9.

Following: "Reimbursements"

Strike: remainder of line 9

Insert: "16.910 14.162 12.694 12.725"

39. Page 5, line 10.

Following: "Settlement"

Strike: remainder of line 10

Insert: "3.371 3.101 2.622 2.599"

40. Page 5, line 11.

Following: "Subtotal"

Strike: remainder of line 11

Insert: "70.529 66.602 65.460 66.667"

41. Page 5, line 12.

Following: "Fund"

Strike: remainder of line 12

Insert: "\$2,121.288 \$2,212.592 \$2,359.345 \$2,476.395"

42. Page 5, line 17.

Following: "growth"

Strike: remainder of line 17

Insert: "3.3% 4.5% 5.3% 5.2%"

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43. Page 5, line 18.

Following: "growth"

Strike: remainder of line 18

Insert: "0.4% 3.5% 11.4% 22.1%"

44. Page 5, line 19.

Following: "growth"

Strike: remainder of line 19

Insert: "-4.5% 2.2% 5.8% 5.1%"

45. Page 5, line 20.

Following: "growth"

Strike: remainder of line 20

Insert: "3.5% 3.5% 3.5% 3.5%"

46. Page 6, line 1.

Following: "growth"

Strike: remainder of line 1

Insert: "2.5% -3.0% 6.0% 2.6%"

47. Page 6, line 2.

Following: "growth"

Strike: remainder of line 2

Insert: "1.0% 2.9% -1.2% 3.6%"

48. Page 6, line 4.

Following: "growth"

Strike: remainder of line 4

Insert: "4.0% 4.0% 4.0% 4.0%"

49. Page 6, line 5.

Following: "growth"

Strike: remainder of line 5

Insert: "7.5% 8.9% 7.1% 6.0%"

50. Page 6, line 6.

Following: "growth"

Strike: remainder of line 6

Insert: "6.2% 5.7% 6.0% 5.2%"

51. Page 6, line 11.

Following: "(Millions)"

Strike: remainder of line 11

Insert: "\$794.451 \$780.254 \$774.696 \$772.239"

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52. Page 6, line 12.

Following: "(Millions)"

Strike: remainder of line 12

Insert: "\$543.258 \$564.809 \$587.542 \$611.536"

53. Page 6, line 13.

Strike: the second "2.5%"

Insert: "1.9%"

54. Page 6, line 14.

Following: "factor"

Strike: remainder of line 14

Insert: "1.0% 2.5% 1.9% 2.5%"

55. Page 6, line 15.

Following: "adjustment"

Strike: remainder of line 15

Insert: "100.5% 101.6% 102.6% 103.5%"

56. Page 6, line 18.

Following: "(Millions)"

Strike: remainder of line 18

Insert: "\$53.570 \$56.662 \$59.779 \$63.490"

57. Page 6, line 19.

Following: "(Millions)"

Strike: remainder of line 19

Insert: "\$45.997 \$48.953 \$51.958"

58. Page 6, line 20.

Strike: line 20 in its entirety

59. Page 7, line 10.

Strike: "\$94.838"

Insert: "\$108.315"

60. Page 7, line 14.

Strike: "\$24.116"

Insert: "\$24.227"

61. Page 7, line 16.

Strike: line 16 in its entirety

62. Page 7, line 18.

Following: "(\$/barrel)"

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Strike: remainder of line 18

Insert: "\$43.206 \$55.385 \$54.875 \$63.562"

63. Page 7, line 19.

Following: "\$/barrel)"

Strike: remainder of line 19

Insert: "\$42.341 \$53.864 \$53.484 \$60.436"

64. Page 7, line 20.

Following: "(Millions)"

Strike: remainder of line 20

Insert: "\$18,194 \$18,895 \$19,622 \$20,516"

65. Page 7, line 21.

Following: "(\$)"

Strike: remainder of line 21

Insert: "\$220,366 \$234,167 \$241,583 \$247,719"

66. Page 8, line 1.

Following: "(Millions)"

Strike: remainder of line 1

Insert: "1.044 1.054 1.063 1.071"

67. Page 8, line 2.

Following: "(Thousands)"

Strike: remainder of line 2

Insert: "17.400 17.408 17.498 17.552"

68. Page 8, line 3.

Following: "paper"

Strike: remainder of line 3

Insert: "0.52% 1.13% 2.01% 2.94%"

69. Page 8, line 4.

Following: "(Millions)"

Strike: remainder of line 4

Insert: "\$11.237 \$19.053 \$20.833"

70. Page 8, line 5.

Following: "(Millions)"

Strike: remainder of line 5

Insert: "-\$31.391 -\$21.984 -\$24.038"

71. Page 8, line 6.

Strike: line 6 in its entirety

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Insert: "FY Cattle price adjustment (Thousands) \$593.250
 \$197.750" [2017 2018]

72. Page 8, line 8.

Following: "(Thousands)"

Strike: remainder of line 8

Insert: "66.689 67.076 66.573"

73. Page 8, line 9.

Following: "(Millions)"

Strike: remainder of line 9

Insert: "17.577 17.497 17.571"

74. Page 8, line 10.

Following: "(Millions)"

Strike: remainder of line 10

Insert: "278.954 284.083 288.221"

75. Page 8, line 11.

Strike: line 11 in its entirety

76. Page 8, line 13.

Following: "(\$/barrel)"

Strike: remainder of line 13

Insert: "\$43.206 \$55.385 \$54.875 \$63.562"

77. Page 8, line 14.

Strike: the first "0.820"

Insert: "0.813"

78. Page 8, line 15.

Following: "(Million barrels)"

Strike: remainder of line 15

Insert: "23.065 20.479 18.806 17.475"

79. Page 8, line 16.

Following: "(Million barrels)"

Strike: remainder of line 16

Insert: "1.250 0.149 0.138 0.128"

80. Page 8, line 17.

Following: "(\$/MCF)"

Strike: remainder of line 17

Insert: "\$2.493 \$3.090 \$2.801 \$2.775"

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81. Page 8, line 18.

Strike: the first "0.765"

Insert: "0.504"

82. Page 8, line 19.

Following: "(Million MCFs)"

Strike: remainder of line 19

Insert: "74.555 60.703 58.508 53.853"

83. Page 8, line 20.

Following: "(Million MCFs)"

Strike: remainder of line 20

Insert: "0.655 0.731 1.165 1.168"

84. Page 8, line 21.

Strike: line 21 in its entirety

85. Page 9, line 2.

Following: "(Millions)"

Strike: remainder of line 2

Insert: "\$2,761 \$2,867 \$3,039"

86. Page 9, line 3.

Strike: line 3 in its entirety

87. Page 9, line 5 through line 6.

Strike: line 5 through line 6

Insert: "FY Time Series 2017 2018 2019
 FY Montana Population (Millions) 1.049 1.058 1.067"

88. Page 9, line 9.

Following: "(Millions)"

Strike: remainder of line 9

Insert: "0.849 0.856 0.862"

89. Page 9, line 10.

Strike: line 10 in its entirety

90. Page 9, line 12.

Following: "(Millions)"

Strike: remainder of line 12

Insert: "\$2,761 \$2,867 \$3,039"

91. Page 9, line 13.

Strike: line 13 in its entirety

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92. Page 9, line 15.

Following: "(Billions)"

Strike: remainder of line 15

Insert: "\$127 \$134 \$142"

93. Page 9, line 16.

Strike: line 16 in its entirety

94. Page 9, line 20.

Strike: line 20 in its entirety

95. Page 10, line 1.

Following: "(Millions)"

Strike: remainder of line 1

Insert: "\$17,653 \$17,914 \$18,613"

96. Page 10, line 2.

Strike: line 2 in its entirety

97. Page 10, line 4.

Following: "(Millions)"

Strike: remainder of line 4

Insert: "\$963 \$973 \$1,044"

98. Page 10, line 5.

Strike: line 5 in its entirety

99. Page 10, line 7.

Following: "(Millions)"

Strike: remainder of line 7

Insert: "0.845 0.852 0.859"

100. Page 10, line 11.

Strike: line 11 in its entirety

101. Page 10, line 14.

Following: "(\$/ton)"

Strike: remainder of line 14

Insert: "\$15.87 \$16.38 \$16.94 \$17.30"

102. Page 10, line 16.

Strike: line 16 in its entirety

103. Page 10, line 19.

Strike: line 19 in its entirety

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104. Page 11, line 6.

Strike: line 6 in its entirety

105. Page 11, line 8.

Following: "\$/barrel)"

Strike: remainder of line 8

Insert: "\$47.14 \$47.51 \$53.09"

106. Page 11, line 9.

Following: "(Million barrels)"

Strike: remainder of line 9

Insert: "2.310 2.168 2.027"

107. Page 11, line 10.

Following: "\$/ton)"

Strike: remainder of line 10

Insert: "\$20.88 \$21.90 \$22.51"

108. Page 11, line 11.

Following: "(Million tons)"

Strike: remainder of line 11

Insert: "15.679 15.371 15.717"

109. Page 11, line 12.

Following: "\$/MCF)"

Strike: remainder of line 12

Insert: "\$2.56 \$2.38 \$2.30"

110. Page 11, line 13.

Following: "(Million MCFs)"

Strike: remainder of line 13

Insert: "6.616 6.616 6.616"

111. Page 11, line 14.

Following: "(Millions)"

Strike: remainder of line 14

Insert: "\$2.821 \$3.175 \$3.175"

112. Page 11, line 15.

Strike: line 15 in its entirety

113. Page 11, line 18.

Strike: line 18 in its entirety

114. Page 12, line 2.

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Strike: line 2 in its entirety

115. Page 12, line 4.

Following: "rates"

Strike: remainder of line 4

Insert: "0.73% 1.43% 2.28%"

116. Page 12, line 5.

Following: "(Millions)"

Strike: remainder of line 5

Insert: "\$589.483 \$530.235 \$680.590"

117. Page 12, line 6.

Strike: line 6 in its entirety

118. Page 12, line 9.

Following: "(Millions)"

Strike: remainder of line 9

Insert: "\$4,666 \$4,876 \$5,092"

119. Page 12, line 10.

Following: "(Millions)"

Strike: remainder of line 10

Insert: "0.783 0.791 0.797"

120. Page 12, line 11.

Strike: line 11 in its entirety

121. Page 12, line 13.

Following: "FY"

Insert: "U.S."

Following: "tobacco"

Strike: remainder of line 13

Insert: "(Billions) \$108 \$110 \$112"

122. Page 12, line 14.

Following: "tobacco"

Strike: remainder of line 14

Insert: "135 142 150"

123. Page 12, line 15.

Following: "(Millions)"

Strike: remainder of line 15

Insert: "0.823 0.830 0.836"

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124. Page 12, line 16.

Strike: line 16 in its entirety

125. Page 12, line 18.

Following: "(Millions)"

Strike: remainder of line 18

Insert: "\$4,666 \$4,876 \$5,092"

126. Page 12, line 19.

Strike: line 19 in its entirety

127. Page 12, line 21.

Following: "(Millions)"

Strike: remainder of line 21

Insert: "\$4,666 \$4,876 \$5,092"

128. Page 13, line 1.

Strike: line 1 in its entirety

129. Page 13, line 3.

Following: "(Millions)"

Strike: remainder of line 3

Insert: "0.823 0.830 0.836"

130. Page 13, line 4.

Following: "rates"

Strike: remainder of line 4

Insert: "0.73% 1.43% 2.28%"

131. Page 13, line 5.

Strike: line 5 in its entirety

132. Page 13, line 7.

Following: "(Millions)"

Strike: remainder of line 7

Insert: "0.823 0.830 0.836"

133. Page 13, line 8.

Following: "(Millions)"

Strike: remainder of line 8

Insert: "\$63,413 \$66,320 \$69,369"

134. Page 13, line 9.

Strike: line 9 in its entirety

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135. Page 13, line 11.

Following: "(Millions)"

Strike: remainder of line 11

Insert: "0.783 0.791 0.797"

136. Page 13, line 12.

Strike: line 12 in its entirety

137. Page 13, line 16.

Strike: line 16 in its entirety

138. Page 13, line 19.

Strike: line 19 in its entirety

139. Page 14, line 1.

Strike: line 1 in its entirety

140. Page 14, line 4.

Strike: line 4 in its entirety

141. Page 14, line 8.

Strike: line 8 in its entirety

142. Page 14, line 19.

Strike: "18.161"

Insert: "18.209 "

Strike: "18.649"

Insert: "18.780 "

143. Page 15, line 1.

Following: "Tax"

Strike: line 1

Insert: "2.335 2.490 2.591 2.649"

144. Page 15, line 2.

Following: "Subtotal"

Strike: remainder of line 2

Insert: "18.274 4.995 5.245 5.512"

145. Page 15, line 5.

Following: "Income"

Strike: remainder of line 5

Insert: "47.009 41.166 39.118 38.781"

146. Page 15, line 6.

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Following: "Interest"

Strike: remainder of line 6

Insert: "0.485 0.488 0.478 0.468"

147. Page 15, line 7.

Following: "Income"

Strike: remainder of line 7

Insert: "0.344 0.328 0.315 0.321"

148. Page 15, line 8.

Following: "Trust"

Strike: remainder of line 8

Insert: "3.171 3.460 3.624 3.803"

149. Page 15, line 9.

Following: "Interest"

Strike: remainder of line 9

Insert: "0.900 0.928 0.914 0.901"

150. Page 15, line 10.

Following: "Income"

Strike: remainder of line 10

Insert: "0.392 0.379 0.357 0.368"

151. Page 15, line 11.

Following: "Interest"

Strike: remainder of line 11

Insert: "3.307 3.165 3.095 3.033"

152. Page 15, line 12.

Following: "Interest"

Strike: remainder of line 12

Insert: "3.973 3.750 3.547 3.346"

153. Page 15, line 13.

Following: "Interest"

Strike: remainder of line 13

Insert: "9.766 9.368 9.152 8.968"

154. Page 15, line 14.

Following: "Interest"

Strike: remainder of line 14

Insert: "7.009 7.407 7.524 7.671"

155. Page 15, line 15.

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Following: "Subtotal"

Strike: remainder of line 15

Insert: "77.866 71.551 69.295 69.052"

156. Page 16, line 1.

Following: "Subtotal"

Strike: remainder of line 1

Insert: "259.850 264.054 262.333 264.097"

157. Page 16, line 2.

Following: "Sources"

Strike: remainder of line 2

Insert: "\$372.746 \$357.748 \$355.082 \$357.440"

158. Page 16, line 6.

Strike: "\$2,940.910"

Insert: "\$2,954.388 "

159. Page 16, line 8.

Strike: "\$24.116"

Insert: "\$24.227"

160. Page 16, line 13.

Following: "(Millions)"

Strike: remainder of line 13

Insert: "\$2.244 \$2.346 \$2.404"

161. Page 16, line 18.

Following: "(Millions)"

Strike: remainder of line 18

Insert: "\$1.021 \$1.099 \$1.314"

162. Page 16, line 21.

Following: "Rate"

Strike: remainder of line 21

Insert: "3.57% 3.41% 3.24%"

163. Page 17, line 1.

Following: "Rate"

Strike: remainder of line 1

Insert: "0.73% 1.43% 2.28%"

164. Page 17, line 3.

Following: "Rate"

Strike: remainder of line 3

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Insert: "3.57% 3.40% 3.24%"

165. Page 17, line 4.

Following: "Rate"

Strike: remainder of line 4

Insert: "0.73% 1.43% 2.28%"

166. Page 17, line 6.

Following: "Rate"

Strike: remainder of line 6

Insert: "3.57% 3.41% 3.24%"

167. Page 17, line 7.

Following: "Rate"

Strike: remainder of line 7

Insert: "0.73% 1.43% 2.28%"

168. Page 17, line 9.

Following: "Rate"

Strike: remainder of line 9

Insert: "3.38% 3.26% 3.14%"

169. Page 17, line 10.

Following: "Rate"

Strike: remainder of line 10

Insert: "0.73% 1.43% 2.28%"

170. Page 17, line 12.

Following: "Rate"

Strike: remainder of line 12

Insert: "3.59% 3.42% 3.26%"

171. Page 17, line 13.

Following: "Rate"

Strike: remainder of line 13

Insert: "0.73% 1.43% 2.28%"

172. Page 17, line 15.

Following: "Rate"

Strike: remainder of line 15

Insert: "3.57% 3.41% 3.24%"

173. Page 17, line 16.

Following: "Rate"

Strike: remainder of line 16

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Insert: "0.73% 1.43% 2.28%"

174. Page 17, line 18.

Following: "Rate"

Strike: remainder of line 18

Insert: "3.40% 3.28% 3.15%"

175. Page 17, line 19.

Following: "Rate"

Strike: remainder of line 19

Insert: "0.73% 1.43% 2.28%"

176. Page 17, line 21.

Following: "Rate"

Strike: remainder of line 21

Insert: "3.75% 3.55% 3.35%"

177. Page 18, line 1.

Following: "Rate"

Strike: remainder of line 1

Insert: "0.73% 1.43% 2.28%"

178. Page 18, line 3.

Following: "Rate"

Strike: remainder of line 3

Insert: "3.35% 3.24% 3.12%"

179. Page 18, line 4.

Following: "Rate"

Strike: remainder of line 4

Insert: "0.73% 1.43% 2.28%"

180. Page 18, line 6.

Following: "Rate"

Strike: remainder of line 6

Insert: "3.47% 3.33% 3.19%"

181. Page 18, line 7.

Following: "Rate"

Strike: remainder of line 7

Insert: "0.73% 1.43% 2.28%"

And, as amended, be adopted. Report adopted.

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HJR 38, be adopted. Report adopted.

4/12/2017

FISH, WILDLIFE AND PARKS (Flynn, Chair):

4/11/2017

SB 173, be concurred in. Report adopted.

SB 187, be amended as follows:

1. Page 1, line 24.

Following: "(3)"

Insert: "(a)"

Strike: "A"

Insert: "Except as provided in subsection (3)(b), a"

2. Page 1, line 25 through line 26.

Strike: "be imprisoned" on line 25 through "person" on line 26

3. Page 2.

Following: line 4

Insert: "(b) Through January 31, 2019, a person who violates this section for the first time must be issued a warning and may not be fined. A person who commits a subsequent violation prior to January 31, 2019, is subject to the penalties provided in subsection (3)(a)."

And, as amended, be concurred in. Report adopted.

SB 218, be concurred in. Report adopted.

SJR 9, be concurred in. Report adopted.

LOCAL GOVERNMENT (Greef, Chair):

4/11/2017

SJR 21, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

HB 294 - The Senate acceded to the request of the House and authorized the President to appoint a **Free** Conference Committee to meet with a like committee from the House to confer on **HB 294**:

4/11/2017

Senator Fitzpatrick, Chair

Senator Buttrey

Senator Facey

SB 64 - The Senate acceded to the request of the House and authorized the President to appoint a **Free** Conference Committee to meet with a like committee from the House to confer on **SB 64**:

4/11/2017

Senator Fielder, Chair

Senator Swandal

Senator Wolken

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SB 63 - The Senate acceded to the request of the House and authorized the President to appoint a **Free** Conference Committee to meet with a like committee from the House to confer on **SB 63**:
4/11/2017

Senator K. Regier, Chair
Senator Hinkle
Senator Wolken

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

4/11/2017

HB 4, introduced by Ballance
HB 118, introduced by Windy Boy
HB 583, introduced by White
HB 589, introduced by Lenz

House bills concurred in and returned to the House:

4/11/2017

HB 554, introduced by Beard
HB 574, introduced by G. Hertz

MESSAGES FROM THE GOVERNOR

April 11, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Tuesday, April 11, 2017, I signed the following bills:

HB 128 - R. Shaw
HB 240 - K White
HB 311 - R. Peppers
HB 521 - J. Essmann

Sincerely,

STEVE BULLOCK
Governor

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April 10, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Monday, April 10, 2017, I signed the following bill:

HB 351 - K. Dudik

Sincerely,

STEVE BULLOCK
Governor

April 7, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Friday, April 7, 2017, I signed the following bills:

HB 62 - R. Brodehl
HB 273 - B. Usher
HB 288 - B. Bennett
HB 422 - R. Cook
HB 447 - R. Fitzgerald

I am returning the following House Bills with amendments:

HB 83 - B. Bennett
HB 209 - B. Usher
HB 358 - M. Noland

Sincerely,

STEVE BULLOCK
Governor

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Representative Ehli announced the Republicans would caucus.

Representative Eck announced the Democrats would stand at ease.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative C. Knudsen in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 541 - Senate Amendments - Representative A. Hertz moved Senate Amendments to **HB 541** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Burnett, Galloway, Harris, Lenz, McKamey, Mortensen, Noland, White, Windy Boy.

Total 9

Excused: None.

Total 0

Absent or not voting: Hayman, McConnell.

Total 2

HJR 15 - Senate Amendments - Representative Gunderson moved Senate Amendments to **HJR 15** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price,

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Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Welch, Windy Boy, Zolnikov, Mr. Speaker.
Total 70

Nays: Abbott, Bachmeier, Bennett, Court, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Ryan, Schreiner, Smith, Stewart-Per, Webber, White, Woods.
Total 28

Excused: None.
Total 0

Absent or not voting: Staffanson, Wagoner.
Total 2

HR 2 - Representative Zolnikov moved **HR 2** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Regier, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.
Total 73

Nays: Beard, Cuffe, Curtis, Custer, Doane, Flynn, Galt, Glimm, Gunderson, Hamlett, Jones, Keane, Lavin, Loge, Lynch, Noland, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Staffanson, Swanson, Webb, Windy Boy.
Total 27

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HR 3 - Representative Windy Boy moved **HR 3**, second reading copy, be amended as follows:

1. Title, page 1, line 6.
Following: "CHANGES TO"
Insert: "OR REPEALING"

2. Page 1, line 27.

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Following: "revisions to"

Insert: "or repealing"

3. Page 1, line 28.

Following: "urged to retain"

Insert: "or create"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Brodehl, Regier.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HR 3 - Representative Windy Boy moved **HR 3**, as amended, be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Brodehl, B. Brown, Burnett, Galt, Glimm, Gunderson, Knokey, Noland, Regier,

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Rosendale, Skees.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 21 - Representative Wagoner moved **SB 21** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 97

Nays: Mandeville, Schreiner, Woods.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 236 - Representative Jacobson moved **SB 236**, second reading copy, be amended as follows:

1. Title, page 1, line 19 through line 23.

Strike: "ESTABLISHING THAT" on line 19 through "RIGHTS;" on line 23

2. Page 1, line 26 through page 2, line 22.

Strike: "WHEREAS," on page 1, line 26 through "WILDLIFE." on page 2, line 22

3. Page 2, line 26 through page 3, line 14.

Strike: section 1 in its entirety

Insert: "**Section 1.** Article IX, section 7, of The Constitution of the State of Montana is amended to read:

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"Section 7. Preservation of harvest heritage. The opportunity to harvest wild fish and ~~wild game animals~~ wildlife through hunting, fishing, and trapping is a heritage that shall forever be preserved to the individual citizens of the state and does not create a right to trespass on private property or diminution of other private rights."

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Essmann, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Peppers, Perry, Pierson, Price, Redfield, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 54

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Ellis, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 45

Excused: None.

Total 0

Absent or not voting: Olsen.

Total 1

SB 236 - Representative Wagoner moved **SB 236** be concurred in as amended. Motion **failed** as follows:

Yeas: Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Garner, Glimm, Gunderson, Hayman, A Hertz, G Hertz, Hopkins, Jacobson, Jones, Knokey, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Regier, Skees, Staffanson, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Zolnikov.

Total 48

Nays: Abbott, Anderson, Bennett, Bishop, Cook, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galt, Greef, Grubbs, Hamilton, Harris, Hill-Smith, Holmlund, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Lynch, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Tschida, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 51

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Excused: None.

Total 0

Absent or not voting: Hamlett.

Total 1

SB 245 - Representative Anderson moved **SB 245** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 248 - Representative Galt moved **SB 248** be concurred in. Motion carried as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Custer, Doane, Ehli, Essmann, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Regier, Ricci, Skees, Staffanson, Trebas, Tschida, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 55

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Grubbs, Hamilton, Hayman, Hill-Smith, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Usher, Webber, Woods.

Total 45

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 317 - Representative Redfield moved **SB 317** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 74

Nays: Abbott, Bachmeier, Bennett, Bishop, Curtis, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill-Smith, Karjala, Keane, Lynch, McConnell, Morigeau, Olsen, Perry, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Woods.

Total 25

Excused: None.

Total 0

Absent or not voting: Wagoner.

Total 1

SB 329 - Representative Manzella moved **SB 329** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 40

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

SB 333 - Representative A. Hertz moved **SB 333** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bishop, Burnett, Cook, Court, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Welch, Woods, Zolnikov, Mr. Speaker.

Total 65

Nays: Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Cuffe, Curdy, Doane, Ehli, Galloway, Galt, Gunderson, G Hertz, Holmlund, Kipp III, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, White, Windy Boy.

Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair C. Knudsen moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Dunwell, Ellis, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 77

Nays: Abbott, Bennett, Z. Brown, Court, Curdy, Curtis, Dudik, Eck, Fleming, Funk, Hamilton, Hill-Smith, Karjala, Keane, McConnell, Olsen, Perry, Smith, Swanson, Woods.

Total 20

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Excused: None.

Total 0

Absent or not voting: Doane, Ehli, C Knudsen.

Total 3

MOTIONS

Representative Ehli moved to re-refer **SB 248** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 317** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 333** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved the Speaker accede to the request of the Senate and be authorized to appoint a Free Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 63**. Motion carried. Speaker Knudsen appointed:

Representative Brodehl
Representative Holmlund
Representative Dudik

Representative Ehli moved the Speaker accede to the request of the Senate and be authorized to appoint a Free Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 64**. Motion carried. Speaker Knudsen appointed:

Representative Brodehl
Representative Holmlund
Representative Dudik

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative C. Knudsen in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

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SB 335 - Representative Garner moved **SB 335** be concurred in. Motion **failed** as follows:

Yeas: Custer, Doane, Garner, Hopkins.

Total 4

Nays: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 352 - Representative Mandeville moved **SB 352** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 52

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Swanson, Webber, Welch, Windy Boy, Woods.

Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 359 - Representative A. Hertz moved **SB 359** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Essmann, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr.

Speaker.

Total 73

Nays: Abbott, Bennett, Bishop, Court, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Funk, Hamilton, Hayman, Karjala, Kelker, McCarthy, McConnell, Morigeau, Olsen, Peppers, Price, Ryan, Smith, Swanson, Webber, Windy Boy, Woods.

Total 27

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 366 - Representative Usher moved **SB 366** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: B. Brown, Z. Brown, Doane, Harris, Hopkins, C Knudsen, Mandeville, Wagoner, Webb.

Total 9

Excused: None.

Total 0

Absent or not voting: Olsen.

Total 1

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Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair C. Knudsen moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: Bennett, Curtis, Keane, Lynch, Olsen.
Total 5

Excused: None.
Total 0

Absent or not voting: Doane, C Knudsen.
Total 2

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):
SB 95, be amended as follows:

4/12/2017

1. Page 1, line 23.
Strike: "\$120,000"
Insert: "\$100,000"

And, as amended, be concurred in. Report adopted.

SB 248, be concurred in. Report adopted.
SB 317, be concurred in. Report adopted.
SB 333, be concurred in. Report adopted.

NATURAL RESOURCES (White, Chair):
SB 235, be concurred in. Report adopted.
SB 342, be concurred in. Report adopted.

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 37 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 71

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Fitzgerald, Flynn, Galloway, Glimm, Gunderson, A Hertz, Holmlund, Jones, Knokey, C Knudsen, Lenz, Manzella, Mortensen, Noland, Redfield, Regier, Rosendale, Skees, Tschida, Usher, Vinton.

Total 28

Excused: None.

Total 0

Absent or not voting: Doane.

Total 1

HB 44 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Burnett, Vinton.

Total 2

Excused: None.

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Total 0

Absent or not voting: Doane.

Total 1

HB 99 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 83

Nays: Ballance, Brodehl, Curtis, Flynn, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Tschida, Usher, Vinton, Zolnikov.
Total 16

Excused: None.

Total 0

Absent or not voting: Doane.

Total 1

HB 100 passed as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Kelker, Kipp III, Lenz, Loge, Manzella, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 62

Nays: Anderson, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Fitzgerald, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lynch, Mandeville, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Tschida, Usher, Wagoner, Webb.
Total 37

Excused: None.

Total 0

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Absent or not voting: Doane.

Total 1

HB 185 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 69

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Ehli, Flynn, Galloway, Glimm, Gunderson, Holmlund, Jones, Lenz, Mandeville, Manzella, Noland, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, Mr. Speaker.

Total 30

Excused: None.

Total 0

Absent or not voting: Doane.

Total 1

HB 255 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 54

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Greef, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 45

Excused: None.

Total 0

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Absent or not voting: Doane.

Total 1

HB 333 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Doane.

Total 1

HB 348 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 43

Excused: None.

Total 0

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Absent or not voting: Doane.

Total 1

HB 373 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 89

Nays: Brodehl, Essmann, Galloway, Glimm, Hopkins, Mandeville, Noland, Rosendale, Tschida, Zolnikov.

Total 10

Excused: None.

Total 0

Absent or not voting: Doane.

Total 1

HB 381 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 84

Nays: Z. Brown, Burnett, Curtis, Keane, C Knudsen, Lynch, Manzella, Mortensen, Regier, Rosendale, Skees, Smith, Stewart-Per, Webber, Zolnikov.

Total 15

Excused: None.

Total 0

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Absent or not voting: Doane.

Total 1

HB 405 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 82

Nays: Abbott, Bennett, Brodehl, B. Brown, Curtis, Dunwell, Glimm, Lynch, Noland, Olsen, Regier, Rosendale, Schreiner, Skees, Tschida, Wagoner, Zolnikov.

Total 17

Excused: None.

Total 0

Absent or not voting: Doane.

Total 1

HB 407 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Mr. Speaker.

Total 84

Nays: Court, Dunwell, Eck, Ellis, Hayman, Hill-Smith, Karjala, Olsen, Peppers, Price, Ryan, Smith, Swanson, Woods, Zolnikov.

Total 15

Excused: None.

Total 0

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Absent or not voting: Doane.

Total 1

HB 424 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 83

Nays: Ballance, Beard, Berglee, Flynn, Harris, Knokey, Lenz, Manzella, Morigeau, Mortensen, Patelis, Skees, Tschida, Usher, Wagoner, Zolnikov.

Total 16

Excused: None.

Total 0

Absent or not voting: Doane.

Total 1

HB 426 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webb, Webber, White, Windy Boy, Woods.

Total 63

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Ehli, Flynn, Galloway, Glimm, Grubbs, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Vinton, Welch, Zolnikov, Mr. Speaker.

Total 36

Excused: None.

Total 0

Absent or not voting: Doane.

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Total 1

HB 449 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 79

Nays: Bennett, Dunwell, Eck, Ellis, Funk, Jacobson, Karjala, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Pierson, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Woods.

Total 20

Excused: None.

Total 0

Absent or not voting: Doane.

Total 1

HB 533 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Dudik, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Noland, O'Hara, Perry, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 75

Nays: Bennett, Berglee, Z. Brown, Curtis, Dunwell, Ellis, Funk, Hamlett, Hill-Smith, Keane, Knokey, Lavin, McCarthy, Morigeau, Mortensen, Olsen, Patelis, Peppers, Pierson, Ryan, Schreiner, Tschida, Webber, Woods.

Total 24

Excused: None.

Total 0

Absent or not voting: Doane.

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Total 1

MOTIONS

Representative Ehli moved to re-refer **SB 366** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **HJR 2** to the Taxation Committee.

Representative Eck objected to the motion.

Mr. Speaker ruled a vote to re-refer **HJR 2** to the Taxation Committee. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: Doane.

Total 1

Representative Ehli moved the Speaker accede to the request of the Senate and be authorized to appoint a Free Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 294**. Motion carried. Speaker Knudsen appointed:

Representative Ballance

Representative Tschida

Representative Funk

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 8:00 a.m., Thursday, April 13, 2017.
Motion carried.

House adjourned at 5:47 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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65TH LEGISLATURE
SEVENTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana
April 13, 2017

House Chambers
State Capitol

House convened at 8:00 a.m. Mr. Speaker presiding. Invocation by Representative Burnett. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (Ricci, Chair): 4/13/2017

Correctly printed: **SB 235, SB 342, SB 352, SB 359, SB 366.**

Correctly engrossed: **HJR 2, HR 3, SB 55, SB 57, SB 95, SB 187, SB 261, SB 345.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair): 4/12/2017
SB 366, be concurred in. Report adopted.

HUMAN SERVICES (Wagoner, Chair): 4/12/2017
SB 362, be amended as follows:

1. Title, page 1, line 6.

Strike: "AND INCENTIVE PROGRAMS"

2. Title, page 1, line 8 through line 9.

Following: "DEFINITIONS;" on line 8

Strike: "PROVIDING" on line 8 through "AUTHORITY;" on line 9

Strike: "33-18-208, 33-18-209,"

3. Page 1, line 20 through line 21.

Strike: ", combined" on line 20 through "decisions," on line 21

4. Page 1, line 22 through line 23.

Strike: ":", on line 22 through "(a)" on line 23

5. Page 1, line 24 through line 26.

Strike: "; and" on line 24 through "consumers" on line 26

6. Page 1, line 28.

Strike: "6"

Insert: "4"

7. Page 2, line 3.

Strike: "6"

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Insert: "4"

8. Page 2, line 14 through line 16.

Strike: subsection (5) in its entirety

Renumber: subsequent subsections

9. Page 2, line 19 through line 20.

Strike: "TITLE 37" on line 19 through "STATE" on line 20

Insert: "chapters 3, 6, 7, 8, 12, 20, 26, or 27 of Title 37"

10. Page 2, line 23.

Following: "nonemergency"

Insert: "covered"

11. Page 2, line 24.

Strike: "coverage"

Insert: "cost information"

Following: "available"

Insert: "through a transparency tool"

12. Page 2, line 29.

Following: "for"

Strike: "a"

Insert: "an in-network"

13. Page 3, line 4.

Strike: "service"

Insert: "services"

14. Page 3, line 5.

Strike: "service"

Insert: "services"

15. Page 3, line 19.

Following: ";

Insert: "and"

16. Page 3.

Following: line 19

Insert: "(c) provides information on potential out-of-network costs and the insured's out-of-network cost-sharing responsibilities."

17. Page 3, line 20 through page 22.

Strike: subsection (c) through subsection (d) in their entirety

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18. Page 3, line 23 through line 25.

Strike: ":" on line 23 through "(b)" on line 25

19. Page 3.

Following: line 26

Insert: "(3) The transparency tool must provide costs for health care services based on factors determined by insurers including but not limited to:

(a) the number of in-network health care providers that offer the health care service; and

(b) the cost variance between the health care providers for the health care service."

Renumber: subsequent subsections

20. Page 4, line 3 through line 29.

Strike: section 5 through section 6 in their entirety

Renumber: subsequent sections

21. Page 6, line 4.

Strike: "6"

Insert: "4"

22. Page 6, line 20.

Strike: "6"

Insert: "4"

23. Page 6, line 21 through line 22.

Strike: "BUT IS" on line 21 through "[SECTION 5(4)(A)]" on line 21

24. Page 7, line 9.

Strike: "6"

Insert: "4"

25. Page 7, line 10 through line 11.

Strike: "BUT IS" on line 21 through "[SECTION 5(4)(A)]" on line 21

26. Page 7, line 13 through page 8, line 19.

Strike: section 10 through section 11 in their entirety

Renumber: subsequent sections

27. Page 8, line 25.

Strike: "6"

Insert: "4"

28. Page 9, line 27.

Strike: "6"

Insert: "4"

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29. Page 10, line 18.

Strike: "6"

Insert: "4"

30. Page 12, line 20.

Strike: "\$250"

Insert: "\$500"

31. Page 12, line 22.

Strike: "5 business days of"

32. Page 12, line 23.

Following: "request"

Insert: "the following timeframes upon"

33. Page 12, line 24.

Following: "charges"

Insert: "."

(a) 5 business days for a health care provider with more than five full-time employees; and

(b) 10 business days for a health care provider with five or fewer full-time employees

34. Page 13.

Following: line 14

Insert: "(6) A health care provider that meets the definition in 50-4-504(4)(b) and has more than 10 employees shall offer the patient the opportunity to opt out of receiving services from an out-of-network health care provider. The provider may inform the patient that a delay in service may occur if the patient opts out of receiving services from an out-of-network health care provider."

Renumber: subsequent subsections

35. Page 14, line 8.

Strike: "6"

Insert: "4"

36. Page 14, line 10.

Strike: "6"

Insert: "4"

37. Page 14.

Following: line 11

Insert: "COORDINATION SECTION. Section 20. Coordination instruction. (1) If both House Bill No. 123 and [this act] are passed and approved, then House Bill No. 123 is void.

(2) If both House Bill No. 612 and [this act] are passed and approved, then [section 2(5) of this act] must read as follows:

"(6) "Health care provider" means:

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(a) a physician who is licensed under Title 37, chapter 3, to practice medicine in this state;
(b) an individual who is licensed under chapters 6, 7, 8, 12, 20, 26, or 27 of Title 37; and
(c) a hospital, critical access hospital, outpatient center for primary care, or outpatient center for surgical services licensed pursuant to Title 50, chapter 5."

Renumber: subsequent section

38. Page 14, line 12.

Strike: "-- applicability date"

Strike: "subsections"

Insert: "subsection"

39. Page 14, line 13.

Strike: "and (3)"

40. Page 14, line 14.

Strike: "15 through 18"

Insert: "11 through 14"

41. Page 14, line 15 through line 16.

Strike: subsection (3) through subsection (4) in their entirety

And, as amended, be concurred in. Report adopted.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE

on **Senate Bill 63**

Report No. 001, April 12, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 63** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 63** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 15.

Following: "DEFINITIONS;"

Strike: "AND"

2. Title, page 1, line 16.

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

3. Page 3, line 2.

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Following: "PLACEMENT IN"

Insert: ": (A) a secure facility designated by the department for up to 9 months; or
(B)"

4. Page 11, line 30.

Insert: "NEW SECTION. Section 6. Effective date. [This act] is effective on passage and approval."

For the Senate:

K. Regier, Chair
Hinkle
Wolken

For the House:

Brodehl, Vice Chair
Dudik
Holmlund

MESSAGES FROM THE SENATE

Senate joint resolutions passed and transmitted to the House for concurrence: 4/12/2017

SJR 23, introduced by Thomas

SJR 24, introduced by Sands

SJR 27, introduced by Vance

Free Conference Committee Report No.1 adopted: 4/11/2017

SB 143, introduced by Lang

SB 111 - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **SB 111**:

4/12/2017

Senator K. Regier, Chair
Senator Fielder
Senator Phillips

House amendments to Senate bills concurred in: 4/11/2017

SB 27, introduced by Thomas

SB 197, introduced by Gauthier

SB 208, introduced by Caferro

SB 268, introduced by Fitzpatrick

SB 282, introduced by Olszewski

SB 307, introduced by L. Jones

SB 314, introduced by Vincent

SB 325, introduced by Hoven

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House amendments to Senate joint resolutions concurred in: 4/11/2017

SJR 13, introduced by Facey
SJR 18, introduced by Blasdel

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

4/12/2017

HB 224, introduced by Jacobson
HB 604, introduced by Harris

House bills concurred in and returned to the House: 4/12/2017

HB 216, introduced by Keane
HB 225, introduced by Greef
HB 228, introduced by Keane
HB 339, introduced by Glimm
HB 365, introduced by Shaw
HB 429, introduced by Cuffe
HB 433, introduced by Hamlett

House bills not concurred in and returned to the House: 4/11/2017

HB 325, introduced by Ballance
HB 442, introduced by Court
HB 591, introduced by Z. Brown

SB 294 - The Senate acceded to the request of the House and authorized the President to appoint the following **Free** Conference Committee to meet with a like committee from the House to confer on **SB 294**:

4/11/2017

Senator Fitzpatrick, Chair
Senator Buttrey
Senator Facey

FIRST READING AND COMMITMENT OF BILLS

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 41, introduced by K. Kelker, referred to Judiciary.

The following Senate joint resolutions were read first time, and referred to committees:

SJR 23, introduced by F. Thomas, referred to Taxation.
SJR 24, introduced by D. Sands, referred to Agriculture.

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SJR 27, introduced by G. Vance, referred to Business and Labor.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Skees in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 629 - Representative Manzella moved **HB 629** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 51

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Swanson, Webber, Welch, Windy Boy, Woods.
Total 49

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 661 - Representative Ballance moved **HB 661** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr.

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Speaker.

Total 94

Nays: Burnett, Curtis, Lynch, Schreiner, Trebas, Webber.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 664 - Representative Dudik moved **HB 664** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Usher, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 87

Nays: Bartel, Beard, B. Brown, Burnett, Cook, Cuffe, Galloway, Mortensen, Regier, Trebas, Tschida, Webb, White.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 16 - Representative Morigeau moved **HJR 16** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Grubbs, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Skees, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webber, Windy Boy, Woods, Zolnikov.

Total 54

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Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, A Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Noland, Redfield, Regier, Ricci, Rosendale, Shaw, Staffanson, Tschida, Usher, Webb, Welch, White, Mr. Speaker.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 17 - Representative Windy Boy moved **HJR 17** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 86

Nays: Bartel, Beard, Brodehl, Burnett, Cook, Galloway, Galt, Glimm, Lavin, Noland, Price, Trebas, Tschida, Mr. Speaker.

Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 18 - Representative A. Hertz moved **HJR 18** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per,

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Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 86

Nays: Bachmeier, Brodehl, Cuffe, Curtis, Galloway, Galt, Glimm, Keane, Kelker, Lynch, Olsen, Ricci, Schreiner, Tschida.

Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 19 - Representative Grubbs moved **HJR 19** do pass. Motion **failed** as follows:

Yeas: Bachmeier, Bishop, Z. Brown, Custer, Dudik, Dunwell, Essmann, Fern, Fitzgerald, Fleming, Garner, Grubbs, Hamlett, Hayman, Hill-Smith, Kipp III, Lavin, Loge, McCarthy, McKamey, Ryan, Sales, Shaw, Stewart-Per, Trebas, Usher, Zolnikov.

Total 27

Nays: Abbott, Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Doane, Eck, Ehli, Ellis, Flynn, Funk, Galloway, Galt, Glimm, Greef, Gunderson, Hamilton, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lenz, Lynch, Mandeville, Manzella, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Schreiner, Skees, Smith, Staffanson, Swanson, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 73

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 20 - Representative Kelker moved **HJR 20** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 62

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Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Fitzgerald, Galloway, Galt, Garner, Glimm, Gunderson, A Hertz, G Hertz, Hopkins, Jones, C Knudsen, Lavin, Mandeville, Mortensen, Noland, O'Hara, Patelis, Redfield, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.
Total 38

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 21 - Representative Mandeville moved **HJR 21** do pass. Motion **failed** as follows:

Yeas: Bachmeier, Cook, Dudik, Dunwell, Funk, Garner, Grubbs, Hamlett, Hayman, Hill-Smith, Hopkins, Kipp III, Loge, Mandeville, McConnell, McKamey, Morigeau, Mortensen, Noland, Patelis, Peppers, Pierson, Rosendale, Schreiner, Shaw, Stewart-Per, Trebas, Usher, Wagoner, Zolnikov, Mr. Speaker.
Total 31

Nays: Abbott, Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Hamilton, Harris, A Hertz, G Hertz, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Lynch, Manzella, McCarthy, O'Hara, Olsen, Perry, Price, Redfield, Regier, Ricci, Ryan, Sales, Skees, Smith, Staffanson, Swanson, Tschida, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods.
Total 69

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 22 - Representative Essmann moved **HJR 22** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods,

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Mr. Speaker.

Total 86

Nays: Bartel, Brodehl, B. Brown, Burnett, Cuffe, Curtis, Galt, Glimm, Greef, Harris, C Knudsen, Mandeville, Noland, Zolnikov.

Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 24 - Representative Hamilton moved **HJR 24** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods.

Total 62

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, Redfield, Regier, Rosendale, Sales, Skees, Staffanson, Trebas, Tschida, Usher, White, Zolnikov, Mr. Speaker.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 25 - Representative A. Hertz moved **HJR 25** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch,

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White, Windy Boy, Woods, Zolnikov.

Total 88

Nays: Bartel, Beard, Z. Brown, Cook, Cuffe, Galloway, Galt, Glimm, Redfield, Staffanson, Mr. Speaker.

Total 11

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

HJR 27 - Representative Kelker moved **HJR 27** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 54

Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Vinton, White, Mr. Speaker.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 28 - Representative Bishop moved **HJR 28** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hayman, Hill-Smith, Jacobson, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Usher, Webber, Windy Boy, Woods, Zolnikov.

Total 53

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Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Trebas, Tschida, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 46

Excused: None.

Total 0

Absent or not voting: Karjala.

Total 1

HJR 29 - Representative Kelker moved **HJR 29** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Berglee, Bishop, B. Brown, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Garner, Greef, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 62

Nays: Ballance, Bartel, Beard, Bennett, Brodehl, Burnett, Cook, Cuffe, Doane, Ehli, Fitzgerald, Flynn, Galt, Glimm, Grubbs, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Noland, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Trebas, Tschida, Vinton, White, Mr. Speaker.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 30 - Representative Mortensen moved **HJR 30** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, B. Brown, Z. Brown, Curdy, Custer, Doane, Dudik, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

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Total 77

Nays: Abbott, Bishop, Brodehl, Burnett, Cook, Court, Cuffe, Curtis, Eck, Ellis, Fleming, Galloway, Glimm, Hamilton, Hayman, Jones, Karjala, Kelker, Price, Schreiner, Trebas, Usher, Woods.

Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 31 - Representative A. Hertz moved **HJR 31** do pass. Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, B. Brown, Burnett, Cook, Custer, Ehli, Essmann, Fern, Fitzgerald, Galloway, Garner, Glimm, Greef, Grubbs, Hamlett, Harris, A Hertz, Hill-Smith, Hopkins, Kipp III, Knokey, Loge, Mandeville, Manzella, McKamey, Noland, Shaw, Skees, Trebas, Webb, Welch, Zolnikov, Mr. Speaker.

Total 35

Nays: Abbott, Bachmeier, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Court, Cuffe, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ellis, Fleming, Flynn, Funk, Galt, Gunderson, Hamilton, Hayman, G Hertz, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, C Knudsen, Lavin, Lenz, Lynch, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Vinton, Wagoner, Webber, White, Windy Boy, Woods.

Total 65

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 35 - Representative Dunwell moved **HJR 35** do pass. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Greef, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, Knokey, Loge, Lynch, Manzella, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Schreiner, Smith, Swanson, Vinton, Webber, Woods.

Total 45

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Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, C Knudsen, Lavin, Lenz, Mandeville, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 55

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 36 - Representative Gunderson moved **HJR 36** do pass. Motion **failed** as follows:

Yeas: Bachmeier, Ballance, Beard, B. Brown, Custer, Dunwell, Eck, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galt, Garner, Grubbs, Gunderson, Hamlett, G Hertz, Hopkins, Kipp III, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, Mortensen, O'Hara, Patelis, Peppers, Ricci, Sales, Skees, Smith, Staffanson, Stewart-Per, Trebas, Usher, Vinton, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 47

Nays: Abbott, Anderson, Bartel, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Doane, Dudik, Ellis, Fleming, Funk, Galloway, Glimm, Greef, Hamilton, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, C Knudsen, Lynch, McKamey, Morigeau, Noland, Olsen, Perry, Pierson, Price, Redfield, Regier, Rosendale, Ryan, Schreiner, Shaw, Swanson, Tschida, Wagoner, Webber, Woods.

Total 53

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 38 - Representative G. Hertz moved **HJR 38** do pass. Motion carried as follows:

Yeas: Abbott, Ballance, Beard, Berglee, Burnett, Cuffe, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galt, Greef, Grubbs, Hamilton, Hamlett, A Hertz, G Hertz, Hopkins, Kipp III, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Rosendale, Sales, Shaw, Skees, Smith, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Zolnikov, Mr. Speaker.

Total 52

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Nays: Anderson, Bachmeier, Bartel, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ellis, Funk, Galloway, Garner, Glimm, Gunderson, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, C Knudsen, Lynch, Olsen, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Schreiner, Staffanson, Stewart-Per, Swanson, Usher, Windy Boy, Woods.
Total 48

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Skees moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 96

Nays: Gunderson, Mandeville, Skees.
Total 3

Excused: None.
Total 0

Absent or not voting: Shaw.
Total 1

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 541 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Burnett, Galloway, Harris, Lenz, McKamey, Mortensen.
Total 6

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 15 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 63

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 37

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

SB 21 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Gunderson, Mandeville.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 73 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 87

Nays: Abbott, Dudik, Eck, Gunderson, Karjala, Keane, Kelker, Lynch, Olsen, Ryan, Schreiner, Smith, Windy Boy.

Total 13

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 90 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Garner, Gunderson, Lavin, Mandeville, Manzella, McKamey, Regier, Usher.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 94 concurred in as follows:

Yeas: Beard, Bennett, Berglee, B. Brown, Z. Brown, Burnett, Cuffe, Curdy, Custer, Doane, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, G Hertz, Holmlund, Hopkins, Jacobson, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 63

Nays: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bishop, Brodehl, Cook, Court, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Fleming, Funk, Hayman, A Hertz, Hill-Smith, Jones, Karjala, Keane, Kelker, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Price, Ryan, Sales, Schreiner, Swanson, Webber, Woods, Zolnikov.

Total 37

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 119 concurred in as follows:

Yeas: Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 85

Nays: Abbott, Anderson, Ballance, Cook, Court, Eck, Fitzgerald, Hayman, Kelker, Lynch, McConnell, Morigeau, Olsen, Schreiner, Swanson.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 245 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 248 concurred in as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Grubbs, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 317 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 70

Nays: Abbott, Bachmeier, Bennett, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 30

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 329 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 352 concurred in as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 51

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Swanson, Webber, Windy Boy, Woods.

Total 49

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 359 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 69

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, McCarthy, McConnell, Morigeau, Olsen, Peppers, Pierson, Price, Ryan, Shaw, Smith, Swanson, Webber, Woods.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 363 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Skees, Smith, Staffanson, Usher, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 87

Nays: Galloway, Keane, Kipp III, Lynch, Mandeville, Shaw, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Zolnikov.

Total 13

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Ehli moved the Speaker accede to the request of the Senate and be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 111**. Motion carried. Speaker Knudsen appointed:

4/13/2017

Representative Z. Brown

Representative Flynn

Representative M. Regier

Representative Wagoner moved to reconsider action on **SB 236** and that **SB 236** be placed on second reading on the 80th legislative day.

Motion **failed** as follows:

Yeas: Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Glimm, Gunderson, Harris, Hopkins, Jones, Knokey, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Regier, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 38

Nays: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Welch, Windy Boy, Woods.

Total 62

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 4:00 p.m., Tuesday, April 18, 2017.
Motion carried.

House adjourned at 10:07 a.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
SEVENTY-NINTH LEGISLATIVE DAY**

Helena, Montana
April 18, 2017

House Chambers
State Capitol

House convened at 4:00 p.m. Mr. Speaker presiding. Invocation by Representative Tschida. Pledge of Allegiance to the Flag.

Roll Call. All members present, except C. Knudsen, excused. Quorum present.

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

4/18/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 5:00 p.m., Friday, April 14, 2017:

Desiree Bachmeier, Havre
Faith Johnson, Helena
Joey Chester, Columbia Falls
Justin Ahl, Elliston
Cash Cota, Dillon
Jake Ballinger, Helena
Maxine Plainfeather, Hays
Joanie Sjostrom, Malta

and recommend that the following pages of the House be employed as of 8:00 a.m., Tuesday, April 18, 2017:

Alida Royal, Helena
Tova Littlewolf, Lame Deer
Starisa Three Fingers, Lame Deer
Jessica Wilson, Eureka
Hannah Pate, Great Falls
Elizabeth Simkins, Helena
Jason Sure Chief, Browning

Report Adopted.

BILLS (Ricci, Chair):

4/18/2017

Correctly printed: **HB 629, HB 661, HB 664, HJR 16, HJR 17, HJR 18, HJR 20, HJR 22, HJR 24, HJR 25, HJR 27, HJR 28, HJR 29, HJR 30, HJR 38, HJR 41, HJR 42, SB 366.**

Correctly engrossed: **SB 362.**

Correctly enrolled: **HB 37, HB 44, HB 99, HB 100, HB 185, HB 216, HB 225, HB 228, HB 255, HB 333, HB 339, HB 348, HB 381, HB 405, HB 407, HB 424, HB 429, HB 433, HB 533, HB**

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541, HJR 15, HR 2.

Examined by the sponsor and found to be correct: **HB 37, HB 44, HB 99, HB 100, HB 185, HB 216, HB 225, HB 228, HB 255, HB 333, HB 339, HB 348, HB 381, HB 405, HB 407, HB 424, HB 429, HB 433, HB 533, HB 541, HR 2, HR 15.**

REPORTS OF SELECT COMMITTEES

**FREE CONFERENCE COMMITTEE
on Senate Bill 294**

Report No. 002, April 13, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 294** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 294** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 10.

Following: "RANGE;"

Insert: "APPROPRIATING FUNDS TO IMPLEMENT PAY REVISIONS; PROVIDING FOR TRANSFERS;"

2. Title, page 1, line 12.

Following: "2-18-1204,"

Insert: "10-4-301,"

3. Title, page 1, line 13.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

4. Page 3, line 7.

Following: "competency"

Insert: "documented"

5. Page 5, line 25.

Strike: "outside of the parameters of"

Insert: "that exceeds"

6. Page 6.

Following: line 2

Insert: "(7) The agencies listed in subsection (6) shall provide required budget information on personal services, and pay increases above the occupational wage range for these agencies are not required to be included in the executive budget in accordance with Title 17, chapter 7, part 1."

Renumber: subsequent subsections

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7. Page 7, line 29.

Strike: "January 15, 2016"

Insert: "February 15, 2018"

8. Page 7, line 30.

Strike: "50 cents an hour"

Insert: "1%"

9. Page 8, line 1.

Strike: "January 15, 2017"

Insert: "February 15, 2019"

10. Page 8, line 1 through line 2.

Strike: "50 cents an hour"

Insert: "1%"

11. Page 10.

Following: line 5

Insert: "Section 9. Section 10-4-301, MCA, is amended to read:

"10-4-301. Establishment of emergency telecommunications accounts. (1) There are established in the state special revenue fund in the state treasury:

(a) an account for all fees collected for basic 9-1-1 services pursuant to 10-4-201(1)(a);

(b) an account for all fees collected for enhanced 9-1-1 services pursuant to 10-4-201(1)(b); and

(c) an account for all fees collected for wireless enhanced 9-1-1 services pursuant to 10-4-201(1)(c). The money is allocated as follows:

(i) 50% of the account must be deposited in an account for distribution to the 9-1-1 jurisdictions; and

(ii) 50% of the account must be deposited in an account for distribution to wireless providers.

(2) Money in the account provided for in subsection (1)(c)(ii), including interest earned from the investment of money in the account, is subject to legislative fund transfers.

~~(2)~~(3) All money received by the department of revenue pursuant to 10-4-201 must be paid to the state treasurer for deposit in the appropriate account. An amount equal to 2.74% of the money received pursuant to 10-4-201 must be deposited in an account in the state special revenue fund to be used for the administration of this chapter. Any remaining funds at the end of a fiscal year must be equally distributed to each of the four accounts provided for in subsection (1).

~~(3)~~(4) The accounts established in subsection (1) retain interest earned from the investment of money in the accounts.

~~(4)~~(5) After payment of refunds pursuant to 10-4-205, the balance of the respective accounts must be used for the purposes described in part 1 of this chapter.

~~(5)~~(6) The distribution of funds in the 9-1-1 emergency telecommunications accounts described in subsection (1), as required by 10-4-302, 10-4-311, and 10-4-313, is statutorily appropriated, as provided in 17-7-502, to the department.

~~(6)~~(7) Expenditures for actual and necessary expenses required for the efficient

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administration of the plan must be made from appropriations made for that purpose.""

Renumber: subsequent sections

12. Page 11.

Following: line 12

Insert: "NEW SECTION. **Section 12. Appropriations.** (1) The following money for the indicated fiscal years is appropriated from the following sources to the listed agencies to implement the adjustments provided in 2-18-303:

Fiscal Year 2018

	General Fund	State Special	Federal Special	Proprietary
Legislative Branch	35,180	6,210		
Consumer Counsel		2,256		
Judicial Branch	84,299	2,880	83	
Executive Branch	1,064,196	908,447	600,410	20,127
Montana University System	1,142,646	253	12,228	1,022
Total	2,326,321	920,045	612,721	21,149

Fiscal Year 2019

	General Fund	State Special	Federal Special	Proprietary
Legislative Branch	124,184	21,919		
Consumer Counsel		7,963		
Judicial Branch	297,576	10,165	292	
Executive Branch	3,756,611	3,206,816	2,119,447	71,047

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Montana University System	3,493,577	892	43,166	3,608
Total	7,671,948	3,247,754	2,162,905	74,655

(2) The following money is appropriated for the biennium beginning July 1, 2017, to the office of budget and program planning from the designated state fund, to be distributed to agencies when personnel vacancies do not occur, retirement costs exceed agency resources, or other contingencies arise:

General Fund	\$1,000,000
State Special Revenue	\$300,000
Federal Special Revenue	\$100,000
Proprietary Funds	\$25,000

(3) For the biennium beginning July 1, 2017, there is appropriated \$75,000 from the general fund to the department of administration for a labor-management training initiative."

Insert: "NEW SECTION. Section 13. Montana university system voluntary retirement incentive program. For the biennium beginning July 1, 2017, the sum of \$2,000,000 in general fund is appropriated to the Montana university system to fund a retirement incentive program effort for qualified employees. The program design for the funds may include payment of health and prescription drug plan benefits, termination pay such as cashing out statutorily required benefits, or additional buyout incentives. Any funds in the program will remain in the program's fund balance, and applications will be considered until the funds are exhausted."

Insert: "NEW SECTION. Section 14. Appropriations. (1) In the fiscal year beginning July 1, 2017, there is appropriated \$5,739 from the general fund to the legislative branch to implement the provisions of Senate Bill No. 240.

(2) In the fiscal year beginning July 1, 2018, there is appropriated \$11,478 from the general fund to the legislative branch to implement the provisions of Senate Bill No. 240."

Insert: "NEW SECTION. Section 15. Appropriations. The following money for the indicated fiscal years is appropriated from the following sources to the executive branch for the sheriffs' retirement system costs:

Fiscal Year	General Fund	State Special	Federal Special	Proprietary
Fiscal Year 2018	67,703	22,201	4,463	7,750
Total Fiscal Year 2019	67,703	22,201	4,463	7,750

"

Insert: "NEW SECTION. Section 16. Appropriations. (1) In the fiscal year beginning July 1, 2017, there is appropriated \$44,901 from the general fund to the legislative branch to implement the provisions of Senate Bill No. 279.

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(2) In the fiscal year beginning July 1, 2018, there is appropriated \$42,101 from the general fund to the legislative branch to implement the provisions of Senate Bill No. 279."

Insert: "NEW SECTION. Section 17. Fund transfer. By August 15, 2017, the state treasurer shall transfer \$2 million from the wireless 911 state special revenue account provided for in 10-4-301(1)(c)(ii) to the general fund."

Insert: "COORDINATION SECTION. Section 18. Coordination instruction. (1) If Senate Bill No. 240 is not passed and approved, [section 14] is void.

(2) If House Bill No. 383 is not passed and approved, [section 15] is void.

(3) If Senate Bill No. 279 is not passed and approved, [section 16] is void."

Insert: "NEW SECTION. Section 19. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Renumber: subsequent sections

13. Page 11.

Following: line 14

Insert: "NEW SECTION. Section 21. Termination. [Section 9] terminates June 30, 2019."

For the Senate:

Fitzpatrick, Chair
Buttrey
Facey

For the House:

Ballance, Vice Chair
Funk
Tschida

FREE CONFERENCE COMMITTEE
on **Senate Bill 64**
Report No. 001, April 13, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 64** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 64** (reference copy -- salmon) be amended as follows:

1. Page 15, line 21.

Following: "PLACEMENT IN"

Insert: ": (i) a secure facility designated by the department for up to 9 months; or
(ii)"

Following: "PROGRAM"

Insert: "designated by the department"

2. Page 18, line 4.

Strike: "30"

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Insert: "60"

3. Page 19, line 11.

Strike: "January 1, 2018"

Insert: "July 1, 2017"

For the Senate:

Fielder, Chair
Swandal
Wolken

For the House:

Brodehl, Vice Chair
Dudik
Holmlund

MESSAGES FROM THE SENATE

Conference Committee Report No.1 adopted: 4/13/2017

HB 280, introduced by Brodehl

Free Conference Committee Report No.1 adopted: 4/13/2017

HB 145, introduced by Z. Brown

House bills not concurred in and returned to the House: 4/12/2017

HB 631, introduced by Z. Brown

House bill not concurred in and returned to the House: 4/13/2017

HB 46, introduced by Dudik

HB 442, introduced by Court

HB 633, introduced by Essmann

HB 595, introduced by Skees, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature **failed** the Senate with the following vote:

4/13/2017

Yeas - 30

Nays - 20

HB 599, introduced by Skees, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature **failed** the Senate with the following vote:

4/13/2017

Yeas - 31

Nays - 19

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House amendments to Senate bills concurred in: 4/13/2017

SB 29, introduced by Sands
SB 241, introduced by Buttrey
SB 299, introduced by Richmond
SB 315, introduced by Vincent
SB 344, introduced by Moore

House amendments to Senate bills concurred in: 4/12/2017

SB 42, introduced by Barrett
SB 92, introduced by Olszewski
SB 120, introduced by Swandal
SB 126, introduced by K. Regier

Senate joint resolution passed and transmitted to the House for concurrence: 4/18/2017

SJR 25, introduced by R. Webb

SJR 28, This bill is being transmitted after the deadline for General Bills. Joint rule 40-200 requires a 2/3 vote for the bill to be considered by receiving the house.

4/13/2017

Yeas - 50
Nays - 0

SJR 29, This bill is being transmitted after the deadline for General Bills. Joint rule 40-200 requires a 2/3 vote for the bill to be considered by receiving the house.

4/13/2017

Yeas - 50
Nays - 0

Governor's amendments to Senate bills concurred in and transmitted to the House for concurrence in the Governor's amendments:

4/13/2017

SB 127, introduced by Moe
SB 155, introduced by Lang
SB 189, introduced by K. Regier

Governor's amendments to House bill concurred in and returned to the House: 4/13/2017

HB 148, introduced by Zolnikov

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House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

4/18/2017

HB 5, introduced by Keane
HB 133, introduced by McConnell
HB 387, introduced by Wagoner
HB 434, introduced by Flynn
HB 473, introduced by Garner
HB 562, introduced by C. Knudsen
HB 565, introduced by Cook
HB 600, introduced by Garner
HB 618, introduced by Ballance
HB 639, introduced by Cook
HB 648, introduced by Glimm
HB 650, introduced by Brodehl

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

4/13/2017

HB 390, introduced by D. Jones
HB 550, introduced by Essmann
HB 652, introduced by Cook

House bills concurred in and returned to the House:

4/13/2017

HB 6, introduced by Keane
HB 7, introduced by Keane
HB 9, introduced by Woods
HB 11, introduced by Keane
HB 344, introduced by Custer
HB 622, introduced by Cuffe

House bills concurred in and returned to the House:

4/18/2017

HB 142, introduced by Bishop
HB 572, introduced by Redfield
HB 585, introduced by A. Knudsen
HB 614, introduced by Cook
HB 623, introduced by White
HB 653, introduced by M. Regier

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MESSAGES FROM THE GOVERNOR

April 18, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Tuesday, April 18, 2017, I signed the following bills:

HB 469 - L. Sheldon-Galloway
HB 495 - M. Dunwell

Sincerely,

STEVE BULLOCK
Governor

April 14, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Friday, April 14, 2017, I signed the following bills:

HB 22 - J. Keane
HB 147 - D. Zolnikov
HB 149 - D. Zolnikov
HB 374 - K. White
HB 539 - R. Cook

I am also returning the following House Bills with amendments:

HB 103 - G. Custer
HB 494 - S. Berglee

I have vetoed House Bill 306 - B. Harris

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Sincerely,

STEVE BULLOCK
Governor

April 13, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Thursday, April 13, 2017, I signed the following bills:

HB 45 - K. Dudik
HB 101 - W. McKamey
HB 108 - B. Smith
HB 168 - Z. Brown
HB 444 - R. Shaw

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House joint resolutions were introduced, read first time, and referred to committees:

HJR 42, introduced by N. McConnell, referred to Energy, Technology, and Federal Relations.

HJR 43, introduced by K. White, referred to Taxation.

The following Senate bill was read first time, and referred to committee:

SB 25, introduced by R. Webb, referred to Judiciary.

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**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Wagoner in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 123 - Representative Ehli moved consideration of **SB 123** be passed for the day. Motion carried.

HB 118 - Senate Amendments - Representative Windy Boy moved Senate Amendments to **HB 118** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 87

Nays: Brodehl, B. Brown, Burnett, Galloway, C Knudsen, Manzella, Mortensen, Noland, Regier, Rosendale, Usher, Vinton, White.
Total 13

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 123 - Senate Amendments - Representative Curtis moved Senate Amendments to **HB 123** be not concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell,

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McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 83

Nays: Berglee, B. Brown, Doane, Flynn, Galloway, Glimm, Harris, Knokey, Lavin, Manzella, Mortensen, Noland, Redfield, Regier, Skees, Tschida, Usher.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 55 - Representative McKamey moved **SB 55** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McKamey, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Tschida, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 72

Nays: Brodehl, B. Brown, Court, Cuffe, Curdy, Dudik, Fitzgerald, Galloway, Glimm, Harris, Hayman, A Hertz, G Hertz, Hopkins, Jones, Mandeville, Manzella, McConnell, Morigeau, Mortensen, Noland, Regier, Rosendale, Swanson, Trebas, Usher, Webber, Zolnikov.

Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 57 - Representative Ehli moved **SB 57** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara,

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Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: Burnett, Cook, Court, Galloway, Glimm, A Hertz, G Hertz, Regier, Skees, Trebas, Vinton, Webb.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 95 - Representative Zolnikov moved **SB 95**, second reading copy, be amended as follows:

1. Title, page 1, line 5.

Following: "ACT;"

Insert: "RESTRICTING THE COLLECTION OF PERSONAL BROWSING DATA WITHOUT CONSENT;"

2. Title, page 1, line 17.

Following: "IMMEDIATE"

Insert: "IMMEDIATE"

3. Page 1.

Following: line 25

Insert: "NEW SECTION. Section 2. Personal browsing data -- telecommunications prohibition. (1) A telecommunications or internet services provider that on or after [the effective date of this act] has entered into or enters into a franchise agreement, a right-of-way agreement, or a contract with the state of Montana or a political subdivision or that uses facilities subject to a franchise or right-of-way agreement or contract, even if the telecommunications or internet services provider is not a party to the agreement, may not collect and retain personal browsing data from a customer resulting from the customer's use of the telecommunications or internet services provider without the approval of the customer, unless otherwise legally required to collect the data.

(2) If a customer does not allow for the collection and retention of the customer's personal browsing data, a telecommunications or internet services provider may not use the disallowance as grounds for refusal to provide services to a customer or grounds for termination of a customer's service.

(3) As used in this section, the following definitions apply:

(a) "Browsing data" means web pages a user has visited and associated data, including page title and time of visit.

(b) "Internet services provider" means an organization that provides services for

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accessing and using the internet.

(c) "Telecommunications" means the transmission, between or among points specified by the user, of information of the user's choosing, without change in form or content of the information as sent or received.

(d) "Telecommunications services provider" means an organization that provides telecommunications services for a fee."

Insert: "NEW SECTION. **Section 3. Codification instruction.** [Section 2] is intended to be codified as an integral part of Title 46, chapter 5, and the provisions of Title 46, chapter 5, apply to [section 2]."

Renumber: subsequent sections

4. Page 1, line 27.

Strike: "July 1, 2017"

Insert: "on passage and approval"

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kipp III, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Skees, Smith, Stewart-Per, Swanson, Usher, Webber, Windy Boy, Woods, Zolnikov.

Total 48

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, A Hertz, G Hertz, Holmlund, Jones, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Staffanson, Trebas, Tschida, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 52

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 95 - Representative Ballance moved **SB 95** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell,

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McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 124 - Representative Essmann moved **SB 124**, second reading copy, be amended as follows:

1. Page 1, line 22 through line 23.

Strike: "BASED" on line 22 through "MONTANA" on line 23

Insert: "and the bonds are sold to the United States"

2. Page 1, line 24 through line 28.

Strike: "OR THE" on line 24 through "YEARS" on line 28

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 95

Nays: Hamilton, Harris, Regier, Skees, Woods.

Total 5

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 124 - Representative Essmann moved **SB 124**, as amended, be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 83

Nays: Bartel, Brodehl, B. Brown, Burnett, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Mandeville, Peppers, Regier, Rosendale, Skees, Tschida, Zolnikov.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 154 - Representative Redfield moved **SB 154** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 57

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 43

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 187 - Representative Flynn moved **SB 187** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Windy Boy, Woods.

Total 81

Nays: Berglee, Brodehl, B. Brown, Burnett, Galloway, Galt, A Hertz, G Hertz, Mortensen, Noland, Regier, Rosendale, Skees, Staffanson, Usher, Welch, White, Zolnikov, Mr. Speaker.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 261 - Representative Ballance moved **SB 261** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Abbott, Bartel, Court, Dudik, Dunwell, Ellis, Karjala, Olsen, Schreiner, Smith.

Total 10

Excused: None.

Total 0

Absent or not voting: Lenz.

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Total 1

SB 285 - Representative Lenz moved **SB 285** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Galt, Mortensen.

Total 2

Excused: None.

Total 0

Absent or not voting: Olsen.

Total 1

SB 345 - Representative Ballance moved **SB 345** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 55

Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Greef, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 45

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 362 - Representative Mandeville moved **SB 362**, second reading copy, be amended as follows:

1. Page 2, line 20.

Strike: "6,"

Following: "20,"

Insert: "or"

Strike: ", OR 27"

2. Page 15, line 1.

Strike: "6,"

Following: "20,"

Insert: "or"

Strike: ", OR 27"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Regier.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 362 - Representative Kelker moved **SB 362**, second reading copy, be further amended as follows:

1. Page 13, line 24 through line 27.

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Strike: subsection (6) in its entirety

Renumber: subsequent subsections

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McKamey, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Mr. Speaker.

Total 79

Nays: Bartel, Court, Doane, Dunwell, Eck, Harris, A Hertz, Holmlund, Hopkins, C Knudsen, Mandeville, McConnell, Morigeau, Mortensen, Olsen, Regier, Schreiner, Swanson, Tschida, Woods, Zolnikov.

Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 362 - Representative Cook moved **SB 362**, as amended, be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Bartel, Galloway, Harris, Regier, Vinton.

Total 5

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

SB 368 - Representative Manzella moved **SB 368** be concurred in. Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.

Total 50

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 50

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 462 - Senate Amendments - Representative Garner moved Senate Amendments to **SB 462** be not concurred in. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 84

Nays: Anderson, Burnett, Cook, Eck, Flynn, Galloway, Harris, Hayman, Kipp III, Lynch, Peppers, Regier, Rosendale, Smith, Stewart-Per, Tschida.

Total 16

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Wagoner moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 97

Nays: Wagoner, Zolnikov.

Total 2

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

MESSAGES FROM THE SENATE

SB 94 - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **SB 94**:

4/18/2017

Senator K. Regier, Chair
Senator Blasdel
Senator Caferro

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 629 failed as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Curtis, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 45

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 54

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

HB 661 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Abbott, Burnett, Cuffe, Curtis, Lynch, Rosendale, Webber.

Total 7

Excused: None.

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Total 0

Absent or not voting: Gunderson, C Knudsen.

Total 2

HB 664 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: Beard, B. Brown, Burnett, Cuffe, Galloway, Redfield, Regier, Rosendale, Tschida, Webb, White.

Total 11

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

HJR 16 passed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Windy Boy, Woods, Zolnikov.

Total 51

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, A Hertz, Holmlund, Hopkins, Jones, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 48

Excused: None.

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Total 0

Absent or not voting: C Knudsen.

Total 1

HJR 17 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 85

Nays: Bartel, Beard, Brodehl, Burnett, Essmann, Galloway, Galt, Glimm, Hopkins, Lavin, Noland, Redfield, Tschida, Mr. Speaker.

Total 14

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

HJR 18 passed as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kipp III, Knokey, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 83

Nays: Bachmeier, Brodehl, Cuffe, Curtis, Galloway, Galt, Glimm, Keane, Kelker, Lavin, Lynch, Noland, Redfield, Ricci, Schreiner, Tschida.

Total 16

Excused: None.

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Total 0

Absent or not voting: C Knudsen.

Total 1

HJR 20 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 67

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Galloway, Galt, Garner, Glimm, Gunderson, A Hertz, G Hertz, Hopkins, Knokey, Lavin, Mandeville, Mortensen, Noland, Redfield, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.

Total 32

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

HJR 22 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 82

Nays: Bartel, Brodehl, B. Brown, Cuffe, Curtis, Flynn, Galt, Glimm, Harris, Kelker, Mandeville, Manzella, Noland, Redfield, Wagoner, White, Zolnikov.

Total 17

Excused: None.

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Total 0

Absent or not voting: C Knudsen.

Total 1

HJR 24 passed as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods.

Total 58

Nays: Anderson, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Doane, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Lavin, Lenz, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Sales, Skees, Staffanson, Tschida, Usher, White, Zolnikov, Mr. Speaker.

Total 41

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

HJR 25 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Brodehl, Burnett, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 83

Nays: Bartel, Beard, B. Brown, Z. Brown, Cook, Cuffe, Doane, Flynn, Galloway, Galt, Glimm, Kelker, Manzella, Redfield, Regier, Staffanson.

Total 16

Excused: None.

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Total 0

Absent or not voting: C Knudsen.

Total 1

HJR 27 failed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Greef, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Usher, Webb, Webber, Windy Boy, Woods, Zolnikov.

Total 47

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Vinton, Wagoner, Welch, White, Mr. Speaker.

Total 52

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

HJR 28 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Usher, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 59

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, Lavin, Lenz, Mandeville, Manzella, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Trebas, Tschida, Vinton, Wagoner, Webb, Mr. Speaker.

Total 40

Excused: None.

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Total 0

Absent or not voting: C Knudsen.

Total 1

HJR 29 passed as follows:

Yeas: Abbott, Bachmeier, Berglee, Bishop, B. Brown, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Usher, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 53

Nays: Anderson, Ballance, Bartel, Beard, Bennett, Brodehl, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, Lavin, Lenz, Mandeville, Manzella, McKamey, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Trebas, Tschida, Vinton, Wagoner, White, Mr. Speaker.

Total 46

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

HJR 30 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, B. Brown, Z. Brown, Curdy, Custer, Doane, Dudik, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Karjala, Keane, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Smith, Staffanson, Stewart-Per, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 76

Nays: Bishop, Brodehl, Burnett, Cook, Court, Cuffe, Curtis, Eck, Ellis, Fleming, Galloway, Glimm, Hamilton, Hill-Smith, Jacobson, Jones, Kelker, McKamey, Ryan, Schreiner, Skees, Swanson, Trebas.

Total 23

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Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

SB 333 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bishop, Burnett, Cook, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Grubbs, Hamilton, Hamlett, A Hertz, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kipp III, Lavin, Lynch, Manzella, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 52

Nays: Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Court, Cuffe, Curdy, Curtis, Doane, Ehli, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Harris, Hayman, G Hertz, Holmlund, Hopkins, Kelker, Knokey, Lenz, Loge, Mandeville, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White.

Total 47

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

SB 366 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: B. Brown, Glimm, Harris, Hopkins, Mandeville, Noland, Olsen, Rosendale, Tschida, Webb.

Total 10

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Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

HJR 38 failed as follows:

Yeas: Ballance, Beard, Berglee, Burnett, Cuffe, Ehli, Fern, Fleming, Galt, Greef, Grubbs, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, Lavin, Lenz, Loge, Mandeville, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Sales, Skees, Trebas, Tschida, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 39

Nays: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fitzgerald, Flynn, Funk, Galloway, Garner, Glimm, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lynch, Manzella, McCarthy, McConnell, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Usher, Webber, Windy Boy, Woods.

Total 60

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

MOTIONS

Representative Ehli moved to re-refer **SB 154** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 362** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved that the Speaker accede to the request of the Senate and be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 94**. Motion carried. Speaker Knudsen appointed:

4/18/2017

Representative Abbott
Representative G. Hertz
Representative Noland

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Representative Ehli moved that the Speaker be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on Senate Amendments to **HB 123**. Motion carried. Speaker Knudsen appointed:

4/18/2017

Representative Curtis
Representative G. Hertz
Representative Mandeville

Representative Keane moved that **SB 338** be taken from Energy, Technology, and Federal Relations and placed on second reading on the 80th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Z. Brown, Cook, Curtis, Custer, Dudik, Eck, Fern, Fitzgerald, Funk, Garner, Grubbs, Hamlett, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Swanson, Welch, Windy Boy, Woods.
Total 40

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Burnett, Court, Cuffe, Curdy, Doane, Dunwell, Ehli, Ellis, Essmann, Fleming, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Hamilton, Harris, Hayman, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, White, Zolnikov, Mr. Speaker.
Total 59

Excused: None.
Total 0

Absent or not voting: C Knudsen.
Total 1

Representative Gunderson moved to reconsider action on **HJR 36** and that **HJR 36** be placed on second reading on the 80th legislative day.

Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, B. Brown, Z. Brown, Doane, Dunwell, Ehli, Essmann, Fern, Fitzgerald, Galt, Garner, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Kipp III, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 47

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Nays: Abbott, Bachmeier, Beard, Bennett, Berglee, Bishop, Brodehl, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Eck, Ellis, Fleming, Flynn, Funk, Galloway, Glimm, Hamilton, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Wagoner, Webber, Windy Boy, Woods.
Total 52

Excused: None.
Total 0

Absent or not voting: C Knudsen.
Total 1

Representative Bennett moved to reconsider action on **SB 352** and that **SB 352** be placed on third reading on the 80th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.
Total 48

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 51

Excused: None.
Total 0

Absent or not voting: C Knudsen.
Total 1

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 10:00 a.m., Wednesday, April 19, 2017.
Motion carried.

House adjourned at 6:28 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
EIGHTIETH LEGISLATIVE DAY**

Helena, Montana
April 19, 2017

House Chambers
State Capitol

House convened at 10:00 a.m. Mr. Speaker presiding. Invocation by Representative Peppers. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative C. Knudsen, excused. Quorum present.

COMMUNICATIONS AND PETITIONS

Mr. Speaker:

We, your committee on Legislative Administration, having examined the daily journals for the thirty-sixth, thirty-seventh, thirty-eighth, thirty-ninth, and fortieth legislative days, find the same to be correct.

Representative Ricci, Chair

BILLS (Ricci, Chair):

4/19/2017

Correctly printed: **HJR 33, HJR 41, HJR 42, HJR 43, SB 55, SB 57, SB 95, SB 154, SB 187, SB 261, SB 285, SB 345, SB 362.**

Correctly engrossed: **SB 124, SB 362.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

4/19/2017

SB 154, be concurred in. Report adopted.

SB 362, be concurred in. Report adopted.

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair):

4/18/2017

HJR 42, be adopted. Report adopted.

JUDICIARY (Doane, Chair):

4/19/2017

HJR 41, be adopted. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):

4/19/2017

HJR 33, do pass. Report adopted.

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REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on House Amendments to **Senate Bill 111**
Report No. 001, April 13, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 111** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 111** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 5.

Following: "EXEMPTION;"

Insert: "PROVIDING AN EXEMPTION;"

2. Page 1, line 10.

Following: "--EXEMPTION"

Insert: "-- exemption"

3. Page 1, line 11.

Strike: "A"

Insert: "Except as provided in subsection (2), a"

4. Page 1.

Following: line 22

Insert: "A person may provide supplemental feed to wild turkeys unless the department finds that supplemental feed harms the local population of wild turkeys or creates a public nuisance as defined in 45-8-111."

Renumber: subsequent subsections

For the Senate:

K. Regier, Chair
Fielder
Phillips

For the House:

Flynn
M. Regier

CONFERENCE COMMITTEE
on House Amendments to **Senate Bill 94**
Report No. 001, April 19, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 94** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

HOUSE JOURNAL
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And, recommend that **Senate Bill 94** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 7.

Strike: "PROVIDING" through "INCOME;"

2. Page 1, line 24.

Strike: "200%"

Insert: "150%"

3. Page 1, line 25 through line 26.

Strike: "OR" on line 25 through "(3)" on line 26

4. Page 2, line 2 through page 2, line 17.

Strike: subsection (3) in its entirety

Insert: "(3) Subject to subsection (6), if the total appraised value of the land is greater than 150% of the appraised value of the primary residence and improvements situated on the land, then the land is valued at 150% of the appraised value of the primary residence and improvements situated on the land, subject to the minimum equalization of value requirement in subsection (4), and the remainder of the land value is exempt from taxation."

5. Page 2, line 27 through line 29.

Strike: "A TAXPAYER" on line 27 through "PART 3." on line 29

6. Page 3, line 2.

Strike: "AND"

7. Page 3, line 5.

Following: "(II)"

Insert: "an affirmation that the land has been owned by the applicant or a family member of the applicant within the third degree of consanguinity for at least 30 consecutive years; and (iii)"

8. Page 3, line 15 through line 17.

Strike: subsection (A) in its entirety

Renumber: subsequent subsections

9. Page 3, line 23.

Strike: "(7)(B)(I)"

Insert: "(7)(b)(i)"

10. Page 3, line 29 through page 4, line 1.

Strike: subsection (c) through subsection (d) in their entirety

Renumber: subsequent subsections

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For the Senate:

K. Regier, Chair
Blasdel
Caferro

For the House:

G. Hertz, Vice Chair
Noland

MESSAGES FROM THE SENATE

SB 248 - The Senate failed to concur in the House Amendments to Senate Bill 248, and by motion, the President was authorized to appoint a **Free** Conference Committee to confer on SB 248 and requests the House appoint a like committee. The President appointed the following members:

4/18/2017

Senator Blasdel, Chair
Senator Caferro
Senator Fitzpatrick

Senate bill failed to concur in Governor's Amendments and transmitted to the House:

4/18/2017

SB 184, introduced by Moore

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Bachmeier in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 61 - Senate Amendments - Representative Garner moved Senate Amendments to **HB 61** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 97

Nays: Dunwell, Hayman, Olsen.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 77 - Senate Amendments - Representative Brodehl moved Senate Amendments to **HB 77** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Bennett, Curtis, Dunwell, Hill-Smith, Olsen, Webber.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 94 - Senate Amendments - Representative Garner moved Senate Amendments to **HB 94** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Trebas, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 59

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Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dunwell, Eck, Ellis, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Webber, Woods.
Total 41

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 133 - Senate Amendments - Representative McConnell moved Senate Amendments to **HB 133 not** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 141 - Senate Amendments - Representative Lynch moved Senate Amendments to **HB 141** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson,

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Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Windy Boy, Woods, Mr. Speaker.
Total 85

Nays: Bartel, Beard, Berglee, Burnett, Galloway, Harris, G Hertz, Knokey, Mandeville, Rosendale, Skees, Tschida, Welch, White.
Total 14

Excused: None.
Total 0

Absent or not voting: Zolnikov.
Total 1

HB 144 - Senate Amendments - Representative Z. Brown moved Senate Amendments to **HB 144** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Dudik, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Kelker, Kipp III, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Redfield, Regier, Ricci, Sales, Schreiner, Shaw, Smith, Staffanson, Swanson, Trebas, Usher, Webb, Woods, Mr. Speaker.
Total 69

Nays: Berglee, Court, Curtis, Doane, Dunwell, Ellis, Galloway, Hamlett, Harris, A Hertz, Karjala, Keane, Knokey, C Knudsen, Mandeville, McKamey, Olsen, Perry, Price, Rosendale, Ryan, Skees, Stewart-Per, Tschida, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Zolnikov.
Total 31

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 283 - Senate Amendments - Representative Burnett moved Senate Amendments to **HB 283** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey,

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Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 80

Nays: Court, Curdy, Curtis, Dudik, Dunwell, Eck, Hayman, Karjala, Keane, Kipp III, Lynch, McConnell, Morigeau, Olsen, Perry, Schreiner, Smith, Stewart-Per, Swanson, Windy Boy.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 368 - Senate Amendments - Representative W. Sales moved Senate Amendments to **HB 368** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Kelker, C Knudsen, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Swanson, Trebas, Webber, Welch, Woods.

Total 54

Nays: Bartel, Beard, Berglee, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Jones, Keane, Kipp III, Knokey, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Smith, Staffanson, Stewart-Per, Tschida, Usher, Vinton, Wagoner, Webb, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 458 - Senate Amendments - Representative Wagoner moved Senate Amendments to **HB 458** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt,

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Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 487 - Senate Amendments - Representative Funk moved Senate Amendments to **HB 487** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Cook, Galt, Hopkins, Mandeville, Mortensen, Staffanson.

Total 6

Excused: None.

Total 0

Absent or not voting: Knokey, Ryan.

Total 2

HB 507 - Senate Amendments - Representative Mandeville moved Senate Amendments to **HB 507** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B.

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Brown, Z. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 81

Nays: Bennett, Court, Curdy, Dunwell, Eck, Hayman, Hill-Smith, Karjala, Kelker, Loge, Lynch, McCarthy, Olsen, Peppers, Pierson, Smith, Staffanson, Swanson, Woods.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 9 - Senate Amendments - Representative White moved Senate Amendments to **HJR 9** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 86

Nays: Bennett, Court, Curdy, Curtis, Dunwell, Fleming, Hayman, Hopkins, Keane, Kipp III, Lynch, Olsen, Webber.

Total 13

Excused: None.

Total 0

Absent or not voting: Manzella.

Total 1

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Bachmeier moved the Committee of the Whole report be adopted. Report adopted as follows:

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Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Bennett, Lynch, Perry, Schreiner.

Total 4

Excused: None.

Total 0

Absent or not voting: Bachmeier, C Knudsen, Morigeau.

Total 3

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Bachmeier in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 70 - Senate Amendments - Representative Karjala moved Senate Amendments to **HB 70** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 71

Nays: Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Flynn, Galt, Glimm, A Hertz, G Hertz, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, O'Hara, Redfield, Regier, Ricci, Rosendale, Staffanson, Tschida, Vinton, White, Zolnikov.

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Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 205 - Senate Amendments - Representative Redfield moved Senate Amendments to **HB 205** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 83

Nays: Bennett, Court, Fleming, Galt, Harris, A Hertz, G Hertz, Kipp III, Lynch, Mandeville, McConnell, Morigeau, Olsen, Schreiner, Vinton, White, Zolnikov.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 219 - Senate Amendments - Representative Z. Brown moved Senate Amendments to **HB 219** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

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Nays: White.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 224 - Senate Amendments - Representative Jacobson moved Senate Amendments to **HB 224** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 77

Nays: Bartel, Beard, Berglee, Brodehl, Burnett, Flynn, Galloway, Glimm, Grubbs, Holmlund, Jones, Knokey, Lenz, Mandeville, Noland, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, White, Mr. Speaker.

Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 245 - Senate Amendments - Representative Mandeville moved Senate Amendments to **HB 245** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr.

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Speaker.

Total 95

Nays: Redfield, Staffanson, White.

Total 3

Excused: None.

Total 0

Absent or not voting: Hamilton, Kelker.

Total 2

HB 303 - Senate Amendments - Representative Kelker moved Senate Amendments to **HB 303** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.
Total 84

Nays: Berglee, Brodehl, B. Brown, Doane, Harris, G Hertz, Hopkins, C Knudsen, Manzella, Mortensen, Redfield, Rosendale, Staffanson, Tschida, White, Zolnikov.
Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 383 - Senate Amendments - Representative Custer moved Senate Amendments to **HB 383** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Webber, Welch, Windy Boy, Woods.

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Total 70

Nays: Ballance, Beard, Berglee, B. Brown, Burnett, Cuffe, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Lenz, Mandeville, Manzella, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Tschida, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 30

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 387 - Senate Amendments - Representative Wagoner moved Senate Amendments to **HB 387** not be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 92

Nays: Court, Dunwell, Ehli, Harris, Hill-Smith, Mandeville, Olsen, Woods.
Total 8

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 434 - Senate Amendments - Representative Flynn moved Senate Amendments to **HB 434** not be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell,

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McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Mortensen, Regier, White.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 550 - Senate Amendments - Representative Essmann moved Senate Amendments to **HB 550** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, Holmlund, Hopkins, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Windy Boy, Zolnikov.

Total 64

Nays: Abbott, Bennett, Bishop, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Galloway, Galt, Hamilton, Hayman, G Hertz, Hill-Smith, Jacobson, Karjala, Kelker, Lynch, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, White, Woods, Mr. Speaker.

Total 36

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 565 - Senate Amendments - Representative Cook moved Senate Amendments to **HB 565** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm,

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Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Galloway, Lynch, White.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 583 - Senate Amendments - Representative White moved Senate Amendments to **HB 583** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: B. Brown, Court, Eck, Lynch, Redfield, Ricci, Vinton, White.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 589 - Senate Amendments - Representative Lenz moved Senate Amendments to **HB 589** be concurred in. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 88

Nays: Burnett, Court, Dunwell, Galloway, Hamilton, Hopkins, Jacobson, Olsen, Peppers, Smith, White, Zolnikov.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 600 - Senate Amendments - Representative Garner moved Senate Amendments to **HB 600** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, B. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 88

Nays: Beard, Berglee, Z. Brown, Burnett, Galloway, Mandeville, Regier, Rosendale, Staffanson, Tschida, White, Zolnikov.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 604 - Senate Amendments - Representative Harris moved Senate Amendments to **HB 604** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Galloway, White.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Bachmeier moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Excused: None.
Total 0

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Absent or not voting: C Knudsen.

Total 1

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 118 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Brodehl, B. Brown, Burnett, Galloway, Manzella, Mortensen, Usher.

Total 7

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

SB 55 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Curtis, Custer, Doane, Dunwell, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Holmlund, Jacobson, Keane, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, O'Hara, Patelis, Pierson, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Staffanson, Stewart-Per, Tschida, Vinton, Webb, Welch, White, Mr. Speaker.

Total 56

Nays: Brodehl, B. Brown, Court, Cuffe, Curdy, Dudik, Eck, Fitzgerald, Galloway, Glimm, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jones, Karjala, Kelker, Kipp III, Knokey, Lenz, Mandeville, Manzella, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Price, Regier, Rosendale, Skees, Smith, Swanson, Trebas, Usher, Wagoner, Webber, Windy Boy, Woods, Zolnikov.

Total 43

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Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

SB 57 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, Z. Brown, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 78

Nays: Beard, Berglee, B. Brown, Burnett, Court, Flynn, Galloway, Glimm, A Hertz, G Hertz, Knokey, Lenz, Mandeville, Redfield, Regier, Rosendale, Skees, Trebas, Vinton, Wagoner, Webb.

Total 21

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

SB 95 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Cook.

Total 1

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Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

SB 124 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 73

Nays: Bartel, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Hopkins, Jones, Knokey, Mandeville, Manzella, Mortensen, Noland, Regier, Rosendale, Skees, Tschida, Usher, Zolnikov.
Total 26

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

SB 154 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, Lavin, Lenz, Loge, Mandeville, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.
Total 57

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, Manzella, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.
Total 42

Excused: None.

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Total 0

Absent or not voting: C Knudsen.

Total 1

SB 187 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Windy Boy, Woods.

Total 79

Nays: Berglee, Brodehl, B. Brown, Burnett, Galloway, Galt, A Hertz, G Hertz, Loge, Manzella, Mortensen, Regier, Rosendale, Skees, Staffanson, Usher, Welch, White, Zolnikov, Mr. Speaker.

Total 20

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

SB 261 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Ehli, Essmann, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 76

Nays: Abbott, Bartel, Bennett, Bishop, Court, Dudik, Dunwell, Eck, Ellis, Fern, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Lynch, McConnell, Morigeau, Peppers, Schreiner, Smith, Webber, Woods.

Total 23

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Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

SB 285 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 91

Nays: Berglee, Galt, Keane, Lynch, Mortensen, Olsen, Patelis, Zolnikov.

Total 8

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

SB 345 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 43

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Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

SB 362 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: Beard, Court, Galloway, Harris, Keane, Lynch, Olsen, Regier, Ryan, Usher, Vinton.

Total 11

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

MOTIONS

Representative Ehli moved that the Speaker accede to the request of the Senate and be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 94**. Without objection, so ordered. The following members have been appointed:

Representative Abbott
Representative G. Hertz
Representative Noland

Representative Ehli moved that the Speaker accede to the request of the Senate and be authorized to appoint a Conference Committee to meet with a like committee from the Senate

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to confer on House Amendments to **SB 248**. Without objection, so ordered. The following members have been appointed:

Representative Curdy
Representative Galt
Representative White

Representative Ehli moved that the Speaker be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **HB 133**. Without objection, so ordered. The following members have been appointed:

Representative Brodehl
Representative McConnell
Representative Patelis

Representative Ehli moved that the Speaker be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **HB 434**. Without objection, so ordered. The following members have been appointed:

Representative Court
Representative Flynn
Representative Redfield

Representative Ehli moved that the Speaker be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **HB 387**. Without objection, so ordered. The following members have been appointed:

Representative Cook
Representative Keane
Representative Wagoner

Representative Ehli moved the House suspend the rules to receive **SJR 28** into the Chamber for consideration. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 95

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Nays: Burnett, Olsen, Smith, Zolnikov.

Total 4

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

Representative Ehli moved the House suspend the rules to receive **SJR 29** into the Chamber for consideration. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 96

Nays: Burnett, Kipp III, Zolnikov.

Total 3

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

Representative Manzella moved to reconsider action on **SB 368** and that **SB 368** be placed on second reading on the 81st legislative day.

Motion **passed** as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 53

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Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 46

Excused: None.

Total 0

Absent or not voting: C Knudsen.

Total 1

FIRST READING AND COMMITMENT OF BILLS

The following Senate joint resolutions were read first time, and referred to committees:

SJR 28, introduced by D. Ankney, referred to State Administration.

SJR 29, introduced by D. Ankney, referred to State Administration.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 10:00 a.m., Thursday, April 20, 2017.
Motion carried.

House adjourned at 2:08 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
EIGHTY-FIRST LEGISLATIVE DAY**

Helena, Montana
April 20, 2017

House Chambers
State Capitol

House convened at 10:00 a.m. Mr. Speaker presiding. Invocation by Representative McConnell.
Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (Ricci, Chair):

4/20/2017

Correctly printed: **SB 11, SB 15, SB 22, SB 24, SB 28, SB 29, SB 30, SB 309, SB 368, SJR 20, SJR 27, SJR 28, SJR 29.**

Correctly engrossed: **HJR 39, HJR 40.**

Correctly enrolled: **HB 6, HB 7, HB 9, HB 11, HB 17, HB 118, HB 142, HB 148, HB 193, HB 344, HB 511, HB 572, HB 585, HB 597, HB 614, HB 622, HB 623, HB 644, HB 653, HR 3.**

Examined by the sponsor and found to be correct: **HB 6, HB 7, HB 9, HB 11, HB 118, HB 148, HB 193, HB 344, HB 365, HB 373, HB 426, HB 449, HB 511, HB 572, HB 585, HB 597, HB 614, HB 622, HB 623, HB 644, HB 653, HR 3.**

Signed by the Speaker at 3:30 p.m., April 20, 2017: **HB 185.**

Signed by the Speaker at 5:00 p.m., April 20, 2017: **HB 102, HB 148, HB 163, HB 173, HB 247, HB 256, HB 271, HB 276, HB 279.**

Signed by the Chief Clerk of the House at 5:15 p.m., April 20, 2017: **HB 102, HB 148, HB 163, HB 173, HB 247, HB 256, HB 271, HB 276, HB 279.**

Signed by the President at 8:42 a.m., April 20, 2017: **HB 393.**

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair):

4/11/2017

SB 309, be concurred in. Report adopted.

SJR 20, be concurred in. Report adopted.

4/12/2017

MESSAGES FROM THE SENATE

SB 333 - The Senate failed to concur in House Amendments to **SB 333**, and by motion, the President was authorized to appoint a Conference Committee and requests the House to appoint a like committee to confer on House Amendments to **SB 333**. The President appointed the following members:

4/19/2017

Senator Blasdel, Chair
Senator Caferro
Senator Hoven

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SB 363 -The Senate failed to concur in House Amendments to **SB 363**, and by motion, the President was authorized to appoint a **Free** Conference Committee and requests the House to appoint a like committee to confer on House Amendments to **SB 363**. The President appointed the following members:

4/19/2017

Senator Vincent, Chair
Senator Olszewski
Senator Phillips

SB 366 -The Senate failed to concur in House Amendments to **SB 366**, and by motion, the President was authorized to appoint a **Free** Conference Committee and requests the House to appoint a like committee to confer on House Amendments to **SB 366**. The President appointed the following members:

4/19/2017

Senator D. Brown, Chair
Senator Cohenour
Senator Osmundson

HB 123 - The Senate acceded to the request of the House and authorized the President to appoint a Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 123**:

4/19/2017

Senator C. Smith, Chair
Senator Caferro
Senator Howard

HB 462 - The Senate acceded to the request of the House and authorized the President to appoint a Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 462**:

4/19/2017

Senator D. Brown, Chair
Senator Blasdel
Senator Wolken

Conference Committee Report No.1 adopted:

4/19/2017

SB 111, introduced by K. Regier

Free Conference Committee Report No.1 adopted:

4/19/2017

SB 63, introduced by Wolken

SB 64, introduced by Wolken

SB 294, introduced by Fitzpatrick

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House amendments to Senate bills concurred in:

4/19/2017

SB 73, introduced by Connell
SB 90, introduced by Swandal
SB 119, introduced by Hinkle
SB 317, introduced by Salomon
SB 329, introduced by K. Regier

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

4/19/2017

HB 110, introduced by Hamlett
HB 261, introduced by Garner
HB 308, introduced by Schreiner
HB 391, introduced by Jacobson
HB 558, introduced by G. Hertz
HB 638, introduced by Knokey

House bills concurred in and returned to the House:

4/19/2017

HB 17, introduced by Ehli
HB 193, introduced by Woods
HB 597, introduced by Doane
HB 644, introduced by Curdy

House bills concurred in and returned to the House:

4/20/2017

HB 511, introduced by Cook

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Hamlett in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 2 - Senate Amendments - Representative Ballance moved Senate Amendments to **HB 2** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis,

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Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.
Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Woods, Zolnikov.
Total 40

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 4 - Senate Amendments - Representative Ballance moved Senate Amendments to **HB 4** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.
Total 98

Nays: White, Zolnikov.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 5 - Senate Amendments - Representative Keane moved Senate Amendments to **HB 5** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis,

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Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.
Total 84

Nays: Beard, B. Brown, Burnett, Flynn, Galloway, Galt, Harris, C Knudsen, Manzella, Redfield, Regier, Rosendale, Skees, Usher, White, Zolnikov.
Total 16

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 145 - Free Conference Committee Report - Representative Z. Brown moved the Free Conference Committee Report to **HB 145** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.
Total 87

Nays: Doane, Galt, Knokey, Manzella, Mortensen, Redfield, Skees, Staffanson, Tschida, Usher, Wagoner, White, Zolnikov.
Total 13

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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HB 280 - Conference Committee Report No. 1 - Representative Brodehl moved the Conference Committee report to **HB 280** be adopted. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Grubbs, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 642 - Senate Amendments - Representative Tschida moved Senate Amendments to **HB 642** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 97

Nays: Smith, White, Zolnikov.

Total 3

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 647 - Senate Amendments - Representative D. Jones moved Senate Amendments to **HB 647** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Windy Boy, Woods, Mr. Speaker.

Total 87

Nays: Beard, Berglee, Doane, Galt, C Knudsen, Lynch, Manzella, Mortensen, Skees, Staffanson, Welch, White, Zolnikov.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 650 - Senate Amendments - Representative Brodehl moved Senate Amendments to **HB 650** be concurred in. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Stewart-Per, Swanson, Trebas, Tschida, Wagoner, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 72

Nays: Anderson, Bartel, Beard, Berglee, B. Brown, Z. Brown, Doane, Flynn, Galloway, Glimm, Hamlett, A Hertz, Knokey, Mandeville, Manzella, Mortensen, Noland, Redfield, Regier, Rosendale, Skees, Smith, Staffanson, Usher, Vinton, Webb, White, Zolnikov.

Total 28

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

SB 11 - Representative Custer moved **SB 11** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Brodehl, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Zolnikov.

Total 77

Nays: Bartel, Berglee, Bishop, B. Brown, Court, Galloway, Galt, Glimm, C Knudsen, Manzella, Mortensen, Noland, Olsen, Peppers, Regier, Skees, Staffanson, Tschida, Usher, Wagoner, White, Woods, Mr. Speaker.

Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 15 - Representative Windy Boy moved **SB 15** be concurred in. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Lenz, Lynch, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 67

Nays: Anderson, Bartel, Beard, Berglee, B. Brown, Cuffe, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Knokey, C Knudsen, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, Patelis, Redfield, Regier, Skees, Staffanson, Tschida, Usher, Vinton, Zolnikov, Mr. Speaker.

Total 33

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 22 - Representative McConnell moved **SB 22** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Beard, Manzella, Staffanson, Tschida.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 24 - Representative B. Brown moved **SB 24** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Court, Mandeville, Smith.

Total 3

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 30 - Representative Kelker moved **SB 30** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 95

Nays: Beard, Brodehl, Rosendale, Tschida, White.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 368 - Representative Zolnikov moved **SB 368**, second reading copy, be amended as follows:

1. Page 15, line 4.

Strike: "\$1,990"

Insert: "\$2,000"

2. Page 15, line 6.

Strike: "\$990"

Insert: "\$1,000"

Strike: "and"

Insert: "(iii) for a candidate for state senate or public service commissioner, not to exceed \$550; and"

Renumber: subsequent subsections

3. Page 15, line 7.

Strike: "\$530"

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Insert: "\$350"

4. Page 16, line 23.

Strike: "\$5,600"

Insert: "\$3,000"

5. Page 16, line 25.

Strike: "\$3,400"

Insert: "\$2,000"

Amendment **not** adopted as follows:

Yeas: Anderson, Berglee, Z. Brown, Fitzgerald, Flynn, Galloway, Galt, Harris, A Hertz, Hopkins, Jacobson, Kipp III, C Knudsen, Lenz, Loge, Mandeville, Mortensen, Olsen, Staffanson, Stewart-Per, Usher, Vinton, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 27

Nays: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Jones, Karjala, Keane, Kelker, Knokey, Lavin, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Swanson, Trebas, Tschida, Wagoner, Webb, Webber, Woods.

Total 73

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 368 - Representative Manzella moved **SB 368** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.

Total 54

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers,

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Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Zolnikov.
Total 46

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Hamlett moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 85

Nays: Bennett, Bishop, Court, Curdy, Curtis, Dunwell, Hamilton, Karjala, Olsen, Peppers, Perry, Smith, Swanson, Woods.
Total 14

Excused: None.
Total 0

Absent or not voting: Price.
Total 1

REPORTS OF STANDING COMMITTEES

BUSINESS AND LABOR (Noland, Chair):

4/20/2017

HJR 39, introduced joint resolution, be amended as follows:

1. Page 2, line 2.

Strike: "include"

Insert: "be open to stakeholders, including"

And, as amended, be adopted. Report adopted.

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HJR 40, introduced joint resolution, be amended as follows:

1. Page 1.

Following: line 12

Insert: "WHEREAS, if state services are unavailable many Montanans need local, tribal, or county transportation services for help getting to appointments for medical or other physical needs; and"

2. Page 1, line 25.

Following: "bus services"

Insert: "; and

WHEREAS, autonomous vehicles may provide one option for transportation needs in Montana in the future and more study is needed to determine whether laws need changing to accommodate autonomous vehicles and whether policies are necessary to address safety, licensing, and other issues of public concern"

3. Page 2, line 1.

Following: "commission"

Insert: "and a review of laws that may need changing to allow use of autonomous vehicles and provide for public safety"

And, as amended, be adopted. Report adopted.

SJR 27, be concurred in. Report adopted.

STATE ADMINISTRATION (Mandeville, Chair):

4/20/2017

SJR 28, be concurred in. Report adopted.

SJR 29, be concurred in. Report adopted.

MOTIONS

Representative Ehli moved to re-refer **SB 368** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved the Speaker be authorized to dissolve the Conference Committee and appoint a Free Conference Committee to meet with a like committee from the Senate to confer on Senate Amendments to **HB 462**. Without objection, the following members are appointed:

Representative Garner

Representative Jones

Representative McCarthy

Representative Ehli moved the Speaker accede to the request of the Senate and be authorized

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to appoint a Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 333**. Without objection, the following members have been appointed:

Representative Essmann
Representative A. Hertz
Representative Jacobson

Representative Ehli moved the Speaker accede to the request of the Senate and be authorized to appoint a Free Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 363**. Without objection, the following members have been appointed:

Representative Z. Brown
Representative Cuffe
Representative Noland

Representative Ehli moved the Speaker accede to the request of the Senate and be authorized to appoint a Free Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 366**. Without objection, the following members have been appointed:

Representative Brodehl
Representative Court
Representative Glimm

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Hamlett in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 390 - Senate Amendments - Representative D. Jones moved Senate Amendments to **HB 390** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell,

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McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: White.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 59 - Free Conference Committee Report - Representative Lynch moved the Free Conference Committee report to **SB 59** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Beard, Galloway, Galt, Glimm, C Knudsen, Manzella, Noland, Redfield, Skees, Tschida, White.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 63 - Free Conference Committee Report - Representative Brodehl moved the Free Conference Committee report to **SB 63** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Grubbs,

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Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Galloway, White.

Total 2

Excused: None.

Total 0

Absent or not voting: Brodehl, Custer, Greef.

Total 3

SB 64 - Free Conference Committee Report - Representative Brodehl moved the Free Conference Committee report to **SB 64** be adopted. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Anderson, Galloway, Regier, White.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 140 - Representative Custer moved **SB 140** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bishop, Z. Brown, Cook, Curdy, Curtis, Custer, Dudik, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamlett, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Olsen, Peppers, Pierson, Price, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 57

Nays: Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Court, Cuffe, Doane, Dunwell, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Hamilton, Harris, Hayman, Holmlund, Jones, Knokey, Lenz, Mandeville, Manzella, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Ryan, Smith, Tschida, Usher, Webber, White.

Total 42

Excused: None.

Total 0

Absent or not voting: Wagoner.

Total 1

SB 143 - Free Conference Committee Report - Representative Staffanson moved the Free Conference Committee report to **SB 143** be adopted. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 160 - Representative Wagoner moved **SB 160** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Beard, Burnett, Funk, Karjala, Pierson, Schreiner.
Total 6

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 166 - Representative Cook moved **SB 166** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 73

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curtis, Dudik, Dunwell, Eck, Fleming, Funk, Galloway, Jacobson, Karjala, Keane, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Webber, Windy Boy, Woods.
Total 27

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 172 - Representative C. Knudsen moved **SB 172** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, McCarthy, McConnell, McKamey, Noland, O'Hara, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 85

Nays: Brodehl, B. Brown, Cuffe, Doane, Kipp III, Lynch, Manzella, Morigeau, Mortensen, Olsen, Patelis, Peppers, Staffanson, Stewart-Per, Swanson.
Total 15

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 174 - Representative P. Webb moved **SB 174** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.
Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.
Total 44

Excused: None.
Total 0

Absent or not voting: None.

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Total 0

SB 177 - Representative P. Webb moved **SB 177** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 55

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 205 - Representative Kelker moved **SB 205** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Burnett.

Total 1

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 233 - Representative M. Regier moved **SB 233** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Abbott, Curtis, Galloway, Kelker, Schreiner.

Total 5

Excused: None.

Total 0

Absent or not voting: Kipp III.

Total 1

SB 250 - Representative Usher moved **SB 250** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, Morigeau, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Shaw, Smith, Staffanson, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 71

Nays: Abbott, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Cuffe, Curtis, Custer, Flynn, Galloway, Glimm, A Hertz, Hopkins, Kipp III, C Knudsen, Mandeville, McKamey, Mortensen, Olsen, Redfield, Rosendale, Schreiner, Skees, Stewart-Per, Tschida, Vinton, Zolnikov.

Total 29

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 258 - Representative Bishop moved **SB 258** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 272 - Representative Karjala moved **SB 272** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Mr. Speaker.

Total 95

Nays: Kipp III, Peppers, Stewart-Per, Windy Boy, Zolnikov.

Total 5

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 293 - Representative Morigeau moved **SB 293** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 70

Nays: Abbott, Bachmeier, Bennett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Funk, Hayman, Hill-Smith, Karjala, Keane, Kipp III, Lynch, McConnell, Olsen, Peppers, Pierson, Price, Ricci, Ryan, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 295 - Representative Noland moved **SB 295** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 55

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.

Total 45

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 302 - Representative Zolnikov moved **SB 302** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Essmann, Fern, Fitzgerald, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 81

Nays: Beard, Burnett, Court, Cuffe, Dunwell, Ellis, Fleming, Flynn, Galloway, Harris, Hayman, Karjala, Lenz, Manzella, Morigeau, Redfield, Ryan, Webb, Webber.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 303 - Representative Garner moved **SB 303** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 88

Nays: Bartel, Beard, Brodehl, B. Brown, Burnett, Galloway, Manzella, Regier, Rosendale, Staffanson, Tschida, Zolnikov.

Total 12

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 311 - Representative Fern moved **SB 311** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 312 - Representative Pierson moved **SB 312** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 93

Nays: B. Brown, Cuffe, Galloway, Harris, Tschida, Zolnikov.

Total 6

Excused: None.

Total 0

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Absent or not voting: Trebas.

Total 1

SB 321 - Representative Mandeville moved **SB 321** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Z. Brown, Peppers.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 199 - Representative Wagoner moved **HB 199** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 91

Nays: Beard, Brodehl, Burnett, Galloway, Glimm, C Knudsen, Regier, Staffanson, Zolnikov.

Total 9

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Hamlett moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 91

Nays: Bennett, Curdy, Curtis, Hamilton, Karjala, Olsen, Peppers, Smith, Woods.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

4/20/2017

SB 368, be concurred in. Report adopted.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 61 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III,

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Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 70 passed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods.
Total 67

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Galt, Glimm, A Hertz, G Hertz, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Zolnikov, Mr. Speaker.
Total 33

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 77 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G

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Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 94 passed as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Tschida, Webber, Windy Boy, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 141 passed as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell,

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McKamey, Morigeau, Mortensen, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Woods, Mr. Speaker.

Total 72

Nays: Anderson, Bartel, Beard, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Hopkins, Knokey, C Knudsen, Mandeville, Manzella, O'Hara, Redfield, Regier, Rosendale, Skees, Tschida, Welch, Zolnikov.

Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 144 passed as follows:

Yeas: Abbott, Bachmeier, Bartel, Beard, Bennett, Bishop, Z. Brown, Burnett, Cook, Cuffe, Curtis, Custer, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Price, Redfield, Ricci, Sales, Shaw, Smith, Staffanson, Swanson, Trebas, Usher, Vinton, Webb, Welch, Windy Boy, Mr. Speaker.

Total 65

Nays: Anderson, Ballance, Berglee, Brodehl, B. Brown, Court, Curdy, Doane, Dudik, Dunwell, Eck, Galloway, Glimm, Harris, Hayman, A Hertz, G Hertz, Hopkins, Keane, Kelker, Mandeville, Olsen, Perry, Regier, Rosendale, Ryan, Schreiner, Skees, Stewart-Per, Tschida, Wagoner, Webber, White, Woods, Zolnikov.

Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 205 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, G Hertz, Holmlund, Jacobson, Jones, Keane, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, Patelis, Redfield, Regier, Ricci, Rosendale,

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Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.
Total 55

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Harris, Hayman, A Hertz, Hill-Smith, Hopkins, Karjala, Kelker, Kipp III, Knokey, Lynch, Mandeville, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods, Zolnikov.
Total 45

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 219 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Doane, Galloway, McKamey.
Total 3

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 224 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins,

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Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Patelis, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov.

Total 67

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Flynn, Galloway, Galt, Glimm, Grubbs, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Noland, O'Hara, Olsen, Peppers, Redfield, Regier, Skees, Staffanson, Tschida, Vinton, Woods, Mr. Speaker.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 245 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 91

Nays: Curdy, Eck, Karjala, Olsen, Peppers, Ryan, Smith, Staffanson, Woods.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 283 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Ellis, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund,

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Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 69

Nays: Abbott, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, McConnell, Morigeau, Olsen, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 303 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 78

Nays: Beard, Berglee, Brodehl, B. Brown, Cuffe, Doane, Essmann, Flynn, Galloway, Glimm, Harris, G Hertz, Hopkins, Manzella, Mortensen, Noland, Rosendale, Skees, Staffanson, Tschida, White, Zolnikov.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 368 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Beard, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith,

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Holmlund, Hopkins, Jacobson, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Pierson, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Swanson, Trebas, Vinton, Webber, Welch, White, Woods.

Total 62

Nays: Ballance, Bartel, Berglee, Brodehl, Burnett, Cuffe, Galloway, Galt, Glimm, Gunderson, A Hertz, G Hertz, Jones, Karjala, Keane, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Perry, Price, Regier, Rosendale, Skees, Staffanson, Stewart-Per, Tschida, Usher, Wagoner, Webb, Windy Boy, Zolnikov, Mr. Speaker.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 383 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 69

Nays: Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, A Hertz, G Hertz, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Tschida, Vinton, Wagoner, Webb, White, Mr. Speaker.

Total 31

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 458 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt,

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Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 487 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: Ballance, Brodehl, B. Brown, Burnett, Cuffe, Fitzgerald, Galloway, Galt, C Knudsen, Mandeville, Manzella, Mortensen.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 507 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 73

Nays: Abbott, Bachmeier, Bennett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Hayman, Hill-Smith, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Perry, Price, Ryan, Smith, Swanson, Webber, Windy Boy, Woods.

Total 27

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 550 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 76

Nays: Abbott, Bachmeier, Bennett, Bishop, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Funk, Hill-Smith, Kipp III, McConnell, Morigeau, Olsen, Peppers, Pierson, Price, Ryan, Smith, Swanson, Webber, Woods.

Total 24

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 565 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Lynch, White.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 583 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Court, Cuffe, Lynch, Peppers.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 589 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Cook, Cuffe, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 85

Nays: Bishop, Z. Brown, Burnett, Court, Curdy, Ellis, Galloway, Hamilton, Karjala, McCarthy, Morigeau, Olsen, Swanson, Webber, Zolnikov.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 600 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, McCarthy, McConnell, McKamey, Mortensen, O'Hara, Patelis, Perry, Price, Ricci, Sales, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Mr. Speaker.

Total 64

Nays: Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Curtis, Dunwell, Ellis, Flynn, Galloway, Galt, Glimm, Gunderson, Hamilton, Hopkins, C Knudsen, Lynch, Mandeville, Manzella, Morigeau, Noland, Olsen, Peppers, Pierson, Redfield, Regier, Rosendale, Ryan, Schreiner, Staffanson, Tschida, Woods, Zolnikov.

Total 36

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HB 604 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Galloway, Peppers.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 9 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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MOTIONS

Representative Ehli moved that the Speaker accede to the request of the Senate and be authorized to appoint a Free House Conference Committee on **SB 95**. Motion carried. Speaker Knudsen appointed:

4/20/2017

Representative Ballance
Representative Brodehl
Representative Eck

Representative Ehli moved that the Speaker accede to the request of the Senate and be authorized to appoint a Free House Conference Committee on **SB 261**. Motion carried. Speaker Knudsen appointed:

4/20/2017

Representative Ballance
Representative Brodehl
Representative Eck

Representative Curdy moved that **SB 330** be taken from Natural Resources and brought before the Committee of the Whole.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 55

Excused: None.

Total 0

Absent or not voting: Cook, Keane, Wagoner.

Total 3

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 9:30 a.m., Friday, April 21, 2017.
Motion carried.

House adjourned at 3:08 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
EIGHTY-SECOND LEGISLATIVE DAY**

Helena, Montana
April 21, 2017

House Chambers
State Capitol

House convened at 9:30 a.m. Mr. Speaker presiding. Invocation by Representative Usher. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

SPECIAL ORDERS OF THE DAY

Mr. Speaker moved that the House revert to Order of Business # 11, Special Orders of The Day, for the purpose of receiving entertainment by Representative Loge and Representative McKamey.

BILLS (Ricci, Chair): 4/21/2017

Correctly printed: **SB 140, SB 160, SB 166, SB 172, SB 174, SB 177, SB 199, SB 205, SB 233, SB 250, SB 258, SB 272, SB 293, SB 295, SB 302, SB 303, SB 311, SB 312, SB 321.**

Correctly enrolled: **HB 661, HJR 17, HJR 20, HJR 24.**

Examined by the sponsor and found to be correct: **HB 17, HB 77, HB 205, HB 283, HB 303, HB 368, HJR 9, HJR 17, HJR 20, HJR 24, HJR 224.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE (Redfield, Chair): 4/20/2017
SJR 24, be concurred in. Report adopted.

TAXATION (Essmann, Chair): 4/21/2017
HJR 43, be adopted. Report adopted.
SJR 23, be concurred in. Report adopted.

REPORTS OF SELECT COMMITTEES

**FREE CONFERENCE COMMITTEE
on House Bill 462
Report No. 001, April 20, 2017**

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 462** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 462** (reference copy -- salmon) be amended as follows:

1. Page 1, line 10.

Following: "FLATHEAD"

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Insert: "valley"

2. Page 1, line 11.

Following: "COMMUNITY COLLEGE"

Insert: "or Montana state university-Billings"

Following: "FLATHEAD"

Insert: "valley"

Following: "community college"

Insert: "or Montana state university-billings"

3. Page 1, line 12 through line 19.

Strike: ":" on line 12 through "(B) OPERATES" on line 19

Insert: "allows the licensee to brew and sell beer to wholesalers as provided in this section. The academic brewer license:

(a) does not allow for the sale of beer at retail and does not allow for the operation of a sample room as provided in 16-3-213;

(b) is limited to production of 10,000 barrels annually;

(c) allows for distribution only to wholesalers as provided in 16-3-214;

(d) is under the ownership of Flathead valley community college or Montana state university-Billings;

(e) is not subject to quotas under 16-4-105 or to the provisions of 16-3-306;

(f) may not offer gambling activities;

(g) is otherwise subject to laws applying to brewery licenses as provided in this code; and

(h) must operate"

4. Page 1, line 20.

Following: "college"

Insert: "or Montana state university-Billings"

5. Page 1, line 21.

Following: "FLATHEAD"

Insert: "valley"

Following: "community college"

Insert: "or Montana state university-billings"

6. Page 1, line 24.

Following: "FLATHEAD"

Insert: "valley"

Following: "COLLEGE"

Insert: "or Montana state university-Billings"

7. Page 1, line 25.

Following: "trustees"

Insert: "or the board of regents of higher education, as applicable"

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8. Page 1, line 27 through line 28.

Following: "to be held"

Strike: remainder of line 27 through "to be provided" on line 28

9. Page 2, line 2 through line 7.

Strike: subsection (4) in its entirety

Renumber: subsequent subsections

For the Senate:

D. Brown, Chair
Blasdel
Wolken

For the House:

Garner, Vice Chair
McCarthy

MESSAGES FROM THE SENATE

Conference Committee Report No.1 adopted:

4/20/2017

SB 94, introduced by K. Regier

SB 261 - The Senate **failed** to concur in the House amendments to **SB 261**, and by motion, the President was authorized to appoint a **Free** Conference Committee to confer on **SB 261** and requests the House appoint a like committee.

4/20/2017

Senator L. Jones
Senator Moore
Senator Sesso

SB 95 - The Senate **failed** to concur in the House amendments to **SB 95**, and by motion, the President was authorized to appoint a **Free** Conference Committee to confer on **SB 95** and requests the House appoint a like committee.

4/20/2017

Senator L. Jones
Senator Moore
Senator Sesso

House joint resolution not concurred in and returned to the House:

4/20/2017

HJR 16, introduced by Morigeau

House amendments to Senate bills concurred in:

4/20/2017

SB 55, introduced by Salomon

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SB 124, introduced by McClafferty

SB 187, introduced by Cohenour

SB 285, introduced by Lang

SB 345, introduced by C. Smith

House bill concurred in and returned to the House:

4/20/2017

HB 661, introduced by Ballance

House joint resolutions concurred in and returned to the House:

4/20/2017

HJR 17, introduced by Windy Boy

HJR 20, introduced by Kelker

HJR 24, introduced by Hamilton

MESSAGES FROM THE GOVERNOR

April 20, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Thursday, April 20, 2017, I signed the following bills:

HB 73 - R. Lynch

HB 97 - D. Loge

HB 140 - S. Stewart-Peregoy

HB 156 - F. Mandeville

HB 200 - D. Fern

HB 208 - K. Wagoner

HB 248 - K. Dudik

HB 289 - T. Jacobson

HB 298 - E. Greef

HB 328 - R. Ehli

HB 349 - P. Webb

HB 355 - R. Shaw

HB 402 - J. Essmann

HB 427 - A. Knudsen

HB 456 - F. Mandeville

HB 476 - D. Hayman

HB 482 - J. Eck

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HB 492 - D. Hayman
HB 537 - W. Curdy

I am also returning the following House Bills with amendments:

HB 198 - K. Wagoner
HB 360 - B. Hamlett
HB 334 - J. Knokey

I have vetoed House Bill 231 - P. Webb, HB 266 - N. Ballance, HB 324 - B. Hamlet, and
HB 496 - V. Ricci

Sincerely,

STEVE BULLOCK
Governor

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative A. Hertz in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 639 - Senate Amendments - Representative Cook moved Senate Amendments to **HB 639** **not** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 648 - Senate Amendments - Representative Glimm moved Senate Amendments to **HB 648** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Windy Boy, Woods, Mr. Speaker.

Total 96

Nays: Galloway, Welch, White, Zolnikov.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 110 - Senate Amendments - Representative Hamlett moved Senate Amendments to **HB 110** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webb, Webber, Windy Boy, Woods.

Total 53

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Doane, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Welch, White, Zolnikov, Mr. Speaker.

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Total 47

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 131 - Conference Committee Report - Representative Perry moved the Conference Committee Report to **HB 131** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Hopkins, Mortensen.

Total 2

Excused: None.

Total 0

Absent or not voting: Peppers.

Total 1

HB 261 - Senate Amendments - Representative Garner moved Senate Amendments to **HB 261** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 92

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Nays: Bartel, Burnett, Galloway, Mortensen, Rosendale, Tschida, White, Zolnikov.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 473 - Senate Amendments - Representative Garner moved Senate Amendments to **HB 473** be concurred in.

HB 473 - Representative Brodehl moved for cloture. Motion carried. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Patelis, Peppers, Perry, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.

Total 78

Nays: Bartel, Beard, B. Brown, Curdy, Flynn, Gunderson, Harris, Keane, Lenz, Loge, Mandeville, Noland, Olsen, Pierson, Price, Regier, Rosendale, Trebas, Usher, White, Windy Boy.

Total 21

Excused: None.

Total 0

Absent or not voting: Greef.

Total 1

HB 473 - Senate Amendments - Be concurred in motion for **HB 473** with Senate Amendments carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 61

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Nays: Bartel, Beard, Berglee, B. Brown, Z. Brown, Burnett, Cuffe, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 39

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 562 - Senate Amendments - Representative C. Knudsen moved Senate Amendments to **HB 562** be concurred in. Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, Z. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Flynn, Garner, Greef, Grubbs, Gunderson, Hamlett, A Hertz, Holmlund, Hopkins, Jacobson, Jones, Kipp III, C Knudsen, Lavin, Lenz, Loge, Mandeville, Mortensen, Patelis, Redfield, Ricci, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Windy Boy, Zolnikov, Mr. Speaker.
Total 46

Nays: Bachmeier, Beard, Bennett, Bishop, Brodehl, B. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Glimm, Hamilton, Harris, Hayman, G Hertz, Hill-Smith, Karjala, Keane, Kelker, Knokey, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Regier, Rosendale, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, White, Woods.
Total 53

Excused: None.
Total 0

Absent or not voting: Abbott.
Total 1

HB 618 - Senate Amendments - Representative Ballance moved Senate Amendments to **HB 618** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis,

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Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 90

Nays: Abbott, Beard, Burnett, Galloway, Hamilton, Jacobson, Mandeville, Regier, White, Zolnikov.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 620 - Representative White moved **HB 620** do pass. Motion **failed** as follows:

Yeas: Berglee, B. Brown, Doane, Flynn, Greef, Harris, G Hertz, Lavin, McKamey, Noland, O'Hara, Redfield, Ricci, Rosendale, Smith, Tschida, Usher, White.

Total 18

Nays: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 82

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 638 - Senate Amendments - Representative Knokey moved Senate Amendments to **HB 638** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch,

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Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Beard, Burnett, Galloway, C Knudsen, Lenz, Manzella, Skees, Tschida, White.

Total 9

Excused: None.

Total 0

Absent or not voting: Ballance.

Total 1

HB 652 - Senate Amendments - Representative Cook moved Senate Amendments to **HB 652** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Mr. Speaker.

Total 55

Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, White, Windy Boy, Woods, Zolnikov.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 6 - Senate Amendments - Representative Hill Smith moved Senate Amendments to **HJR 6** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A

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Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 82

Nays: Brodehl, Burnett, Cook, Cuffe, Doane, Fitzgerald, Galloway, Galt, Glimm, C Knudsen, Mandeville, Mortensen, Noland, Redfield, Rosendale, Tschida, White.
Total 17

Excused: None.
Total 0

Absent or not voting: Flynn.
Total 1

HJR 39 - Senate Amendments - Representative Olsen moved Senate Amendments to **HJR 39** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, Manzella, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Usher, Webber, Welch, White, Windy Boy, Woods, Zolnikov.
Total 54

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Tschida, Vinton, Wagoner, Webb, Mr. Speaker.
Total 46

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 40 - Representative Olsen moved **HJR 40** do pass. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson,

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Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Windy Boy, Woods.

Total 44

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 26 - Representative Bishop moved **SB 26** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 83

Nays: Ballance, Beard, Brodehl, Burnett, Galloway, Glimm, A Hertz, Jones, Lavin, Lenz, Mandeville, Noland, O'Hara, Rosendale, Skees, Tschida, Webb.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 94 - Conference Committee Report - Representative G. Hertz moved the Conference Committee Report to **SB 94** be adopted. Motion carried as follows:

Yeas: Anderson, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe,

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Curdy, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, G Hertz, Holmlund, Hopkins, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 68

Nays: Abbott, Bachmeier, Ballance, Bishop, Z. Brown, Court, Curtis, Dunwell, Eck, Ellis, Funk, Hamilton, Hayman, A Hertz, Hill-Smith, Jacobson, Jones, Keane, Lynch, Mandeville, McCarthy, McConnell, Olsen, Peppers, Ryan, Schreiner, Skees, Swanson, Webber, Woods, Zolnikov.

Total 31

Excused: None.

Total 0

Absent or not voting: Price.

Total 1

SB 111 - Conference Committee Report - Representative M. Regier moved the Conference Committee Report to **SB 111** be adopted. Motion carried as follows:

Yeas: Abbott, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Wagoner, Webb, Woods, Mr. Speaker.

Total 77

Nays: Anderson, Bachmeier, Z. Brown, Burnett, Doane, Essmann, Galloway, A Hertz, Hopkins, Jones, Loge, Lynch, Mortensen, O'Hara, Patelis, Peppers, Vinton, Webber, Welch, White, Windy Boy, Zolnikov.

Total 22

Excused: None.

Total 0

Absent or not voting: Trebas.

Total 1

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SB 123 - Representative C. Knudsen moved **SB 123** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 93

Nays: Beard, Berglee, Galloway, Glimm, Harris, Noland, Staffanson.
Total 7

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 138 - Representative Mandeville moved **SB 138**, second reading copy, be amended as follows:

1. Page 7, line 17.

Insert: "COORDINATION SECTION. Section 3. Coordination instruction. If House Bill No. 473 and [this act] are both passed and approved, then House Bill No. 473 is void."

Renumber: subsequent sections

Amendment **not** adopted as follows:

Yeas: Ballance, Bartel, Beard, Berglee, B. Brown, Burnett, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Gunderson, A Hertz, G Hertz, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, Redfield, Regier, Skees, Trebas, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.
Total 33

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Vinton, Webber, Welch,

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Windy Boy, Woods.

Total 66

Excused: None.

Total 0

Absent or not voting: Rosendale.

Total 1

SB 138 - Representative Fern moved **SB 138** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Staffanson.

Total 1

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair A. Hertz moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 87

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Nays: Berglee, Glimm, A Hertz, Knokey, Mandeville, Mortensen, Trebas, Usher, White, Zolnikov.
Total 10

Excused: None.
Total 0

Absent or not voting: Ballance, G Hertz, Wagoner.
Total 3

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 123**
Report No. 001, April 20, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 123** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 123** (reference copy -- salmon) be amended as follows:

1. Page 2, line 21.

Following: "OFFICERS"

Insert: ", "

Strike: "OR"

2. Page 2, line 22.

Following: "13"

Insert: ", or the administrators of those plans"

3. Page 4, line 3.

Strike: ";

Insert: ", "

4. Page 4, line 4.

Strike: "(ii)"

5. Page 4, line 4 through line 5.

Strike: ";" on line 4 through "entities and" on line 5

Insert: ", or"

6. Page 4, line 7.

Strike: "(iv)"

Insert: "(ii)"

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7. Page 8, line 28.

Following: "OFFICERS"

Insert: ", "

Strike: "OR"

8. Page 8, line 29.

Following: "13"

Insert: ", or the administrators of those plans"

9. Page 10, line 15.

Insert: "COORDINATION SECTION. **Section 19. Coordination instruction.** If both Senate Bill No. 362 and [this act] are passed and approved, then Senate Bill No. 362 is void."

Renumber: subsequent sections

For the Senate:

C. Smith, Chair
Caferro
Howard

For the House:

G. Hertz, Vice Chair
Mandeville

FREE CONFERENCE COMMITTEE
on **Senate Bill 248**
Report No. 001, April 21, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 248** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 248** (reference copy -- salmon) be amended as follows:

1. Title, line 6.

Strike: "A FEE" through "COMPLETION"

Insert: "LIMITS ON SALES OF LAND DIVIDED BY FAMILY TRANSFER; PROVIDING A PENALTY FOR EVADING SUBDIVISION REGULATIONS"

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS 76-3-207 AND"

2. Page 1, line 11.

Following: line 10

Insert: "**Section 1.** Section 76-3-207, MCA, is amended to read:

"76-3-207. Divisions or aggregations of land exempted from review but subject to survey requirements and zoning regulations -- exceptions -- fees for examination of division -- limits on resale -- penalty. (1) Except as provided in subsection (2), unless the method of disposition is adopted for the purpose of evading this chapter, the following divisions

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or aggregations of tracts of record of any size, regardless of the resulting size of any lot created by the division or aggregation, are not subdivisions under this chapter but are subject to the surveying requirements of 76-3-401 for divisions or aggregations of land other than subdivisions and are subject to applicable zoning regulations adopted under Title 76, chapter 2:

(a) divisions made outside of platted subdivisions for the purpose of relocating common boundary lines between adjoining properties;

(b) divisions made outside of platted subdivisions for the purpose of a single gift or sale in each county to each member of the landowner's immediate family;

(c) divisions made outside of platted subdivisions by gift, sale, or agreement to buy and sell in which the parties to the transaction enter a covenant running with the land and revocable only by mutual consent of the governing body and the property owner that the divided land will be used exclusively for agricultural purposes;

(d) for five or fewer lots within a platted subdivision, the relocation of common boundaries;

(e) divisions made for the purpose of relocating a common boundary line between a single lot within a platted subdivision and adjoining land outside a platted subdivision. A restriction or requirement on the original platted lot or original unplatted parcel continues to apply to those areas.

(f) aggregation of parcels or lots when a certificate of survey or subdivision plat shows that the boundaries of the original parcels have been eliminated and the boundaries of a larger aggregate parcel are established. A restriction or requirement on the original platted lot or original unplatted parcel continues to apply to those areas.

(2) Notwithstanding the provisions of subsection (1):

(a) within a platted subdivision filed with the county clerk and recorder, a division, redesign, or rearrangement of lots that results in an increase in the number of lots or that redesigns or rearranges six or more lots must be reviewed and approved by the governing body before an amended plat may be filed with the county clerk and recorder;

(b) a change in use of the land exempted under subsection (1)(c) for anything other than agricultural purposes subjects the division to review under parts 5 and 6 of this chapter.

(3) (a) Subject to subsection (3)(b), a division of land may not be made under this section unless the county treasurer has certified that all real property taxes and special assessments assessed and levied on the land to be divided have been paid.

(b) (i) If a division of land includes centrally assessed property and the property taxes applicable to the division of land are not specifically identified in the tax assessment, the department of revenue shall prorate the taxes applicable to the land being divided on a reasonable basis. The owner of the centrally assessed property shall ensure that the prorated real property taxes and special assessments are paid on the land being sold before the division of land is made.

(ii) The county treasurer may accept the amount of the tax prorated pursuant to this subsection (3)(b) as a partial payment of the total tax that is due.

(4) The governing body may examine a division or aggregation of land to determine whether or not the requirements of this chapter apply to the division or aggregation and may establish reasonable fees, not to exceed \$200, for the examination.

(5)(a) A person who receives a division of land pursuant to subsection (1)(b) may not transfer or otherwise convey the division of land to a nonimmediate family member for a minimum of 2 years after the date of the division unless the person demonstrates to the

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governing body a documented financial, medical, or other hardship requiring the sale or other conveyance of the division of land.

(b) A person who knowingly attempts to evade subdivision regulations through the use of a division of land pursuant to subsection (1)(b) is subject to a civil penalty of \$5,000 per division of land, payable to the governing body."

Renumber: subsequent sections

3. Page 2, line 19.

Strike: "FROM" through "EACH"

Insert: "on a"

4. Page 2, line 22.

Following: "YEAR"

Insert: ", and only one well or developed spring under this subsection (3)(a)(v) is located on the lot or parcel"

5. Page 2, line 24.

Following: "YEAR"

Insert: ", and only one well or developed spring under this subsection (3)(a)(v) is located on the lot or parcel"

6. Page 2, line 27.

Strike: "AND PAY" through "\$15"

7. Page 4, line 14.

Following: line 13

Insert: "NEW SECTION. Section 3. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Renumber: subsequent sections

8. Page 4, line 17.

Strike: "[This act]"

Insert: "[Section 2]"

For the Senate:

Blasdel, Chair
Caferro
Fitzpatrick

For the House:

White, Vice Chair
Galt

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CONFERENCE COMMITTEE
on House Amendments to **Senate Bill 333**
Report No. 001, April 21, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 333** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 333** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 11.

Following: "~~TAX;~~"

Insert: "ESTABLISHING A TAX ON PROVIDERS;"

2. Title, page 1, line 11 through line 12.

Strike: "A PER-PATIENT" on line 11 through "AND" on line 12

3. Page 6, line 15.

Strike: "40"

Insert: "12"

4. Page 7, line 30 through page 8, line 2.

Strike: "THE" on page 7, line 30 through "DEPARTMENT." on page 8, line 2

5. Page 9, line 3 through line 4.

Strike: "THE DEPARTMENT SHALL" on line 3 through "SECTION." on line 4

6. Page 9, line 6 through line 8.

Strike: subsection (D) in its entirety

7. Page 9, line 25.

Strike: "50-46-319(1)(B)"

Insert: "50-46-319(1)"

8. Page 9, line 30.

Following: "~~50-46-332.~~"

Insert: "The department shall provide the names and locations of cardholders who possess mature plants or seedlings to the local law enforcement agency having jurisdiction in the area in which the plants or seedlings are located. The law enforcement agency and its employees are subject to the confidentiality requirements of 50-46-332."

9. Page 10, line 3.

Strike: "SUBSECTION"

Insert: "subsections (8)(b) and"

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10. Page 18, line 1.

Following: "YEARS"

Insert: "except if the provider or marijuana-infused products provider was named by a registered cardholder by June 30, 2017"

11. Page 18, line 14.

Following: "AGRICULTURE"

Insert: "if the provider or marijuana-infused products provider sells live plants"

12. Page 18, line 15.

Following: "PROVIDER"

Insert: "required to obtain a nursery license"

13. Page 19, line 1.

Strike: "IN ACCORDANCE" through "DEPARTMENT"

14. Page 24, line 16.

Strike: "12"

Insert: "4"

15. Page 24, line 19.

Strike: "24"

Insert: "8"

16. Page 35, line 28 through line 29.

Strike: subsection (3)(A) in its entirety

Insert: "(3) (a) Except as provided in subsection (3)(b), license fees for providers and marijuana-infused products providers are \$1,000 for 10 or fewer registered cardholders and \$5,000 for more than 10 registered cardholders."

17. Page 36, line 5 through line 6.

Strike: subsection (D) in its entirety

18. Page 36, line 21.

Following: "(b)"

Insert: "(a)"

Following: "50-46-344"

Insert: "; and

(b) the tax collected pursuant to [sections 18 through 26]"

19. Page 36, line 22.

Strike: "(a)"

20. Page 36, line 24 through page 25.

Strike: subsection (b) in its entirety

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21. Page 37.

Following: line 10

Insert: "(6) "Retail price" means the established price for which a marijuana product provider sells a marijuana product to a purchaser before any discount or reduction.

(7) "Sale" or "sell" means any transfer of marijuana products for consideration, exchange, barter, gift, offer for sale, or distribution in any manner or by any means."

22. Page 37, line 13.

Strike: "MARIJUANA PRODUCT"

Strike: "PROVIDER FEES"

Insert: "Tax on marijuana product providers"

23. Page 37, line 20 through line 21.

Strike: subsection (1) in its entirety

Insert: "(1) (a) There is a tax equal to the percentage provided in subsection (1)(b) on a marijuana product provider's gross sales that is payable four times a year.

(b) The percentage of tax on gross sales in subsection (1)(a) is as follows:

(i) for gross sales during the calendar quarters beginning July 1, 2017, and ending June 30, 2018, the amount is 4%; and

(ii) for gross sales during the calendar quarters beginning July 1, 2018, and thereafter, the amount is 2%."

24. Page 37, line 25.

Strike: "NUMBER" through "PROVIDER"

Insert: "dollar amount of sales from any registered premises, as defined in 50-46-302, operated by the marijuana product provider, including dispensaries"

25. Page 37, line 30 through page 38, line 1.

Strike: "THE FEE" on page 37, line 30 through "CARDHOLDER" on page 38, line 1

Insert: "the percentage provided in subsection (1)(b) of the total dollar amount of sales"

26. Page 38, line 2.

Strike: "FEES"

Insert: "taxes"

27. Page 38, line 14.

Strike: "FEE"

Insert: "tax"

28. Page 38, line 18.

Strike: "FEES"

Insert: "taxes"

29. Page 38, line 20.

Strike: "FEES"

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Insert: "taxes"

30. Page 38, line 21.

Strike: "FEES" in both places

Insert: "taxes" in both places

31. Page 38, line 23.

Strike: "FEES"

Insert: "taxes"

32. Page 38, line 25.

Strike: "FEES"

Insert: "taxes"

33. Page 38, line 30.

Strike: "FEES"

Insert: "taxes"

34. Page 39, line 2.

Strike: "FEES"

Insert: "taxes"

35. Page 39, line 5.

Strike: "FEES"

Insert: "taxes"

36. Page 39, line 8.

Strike: "FEES"

Insert: "taxes"

37. Page 39, line 10.

Strike: "FEES"

Insert: "taxes"

38. Page 39, line 17.

Strike: "FEES"

Insert: "taxes"

39. Page 39, line 21.

Strike: "FEE"

Insert: "tax"

40. Page 39, line 24.

Strike: "FEES"

Insert: "taxes"

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41. Page 39, line 28 through page 40, line 1.

Strike: "AN" on page 39, line 28 through "PROVIDER" on page 40, line 1

Insert: ":

- (i) all receipts issued; and
- (ii) an accurate record of all sales of marijuana products, showing the name and address of each purchaser, the date of sale, and the quantity, kind, and retail price of each product sold"

42. Page 40, line 4.

Strike: "FEE"

Insert: "amount of tax"

43. Page 40, line 12.

Strike: "FEE"

Insert: "tax"

44. Page 40, line 19.

Strike: "FEE"

Insert: "tax"

45. Page 40, line 21.

Strike: "FEE"

Insert: "tax"

46. Page 40, line 26.

Strike: "FEE"

Insert: "amount of tax"

47. Page 41, line 2.

Strike: "FEE"

Insert: "tax"

48. Page 41, line 3.

Strike: "FEE"

Insert: "tax"

49. Page 41, line 5.

Strike: "FEES"

Insert: "taxes"

50. Page 41, line 6.

Strike: "FEES"

Insert: "taxes"

51. Page 41, line 9.

Strike: "FEE"

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Insert: "tax"

52. Page 41, line 14.

Strike: "FEES"

Insert: "taxes"

53. Page 41, line 15.

Strike: "FEES"

Insert: "taxes"

54. Page 41, line 17.

Strike: "FEE" in both places

Insert: "tax" in both places

55. Page 41, line 20.

Strike: "FEES"

Insert: "taxes"

56. Page 41, line 21.

Following: "TAX"

Insert: "tax"

57. Page 41, line 25.

Strike: "FEE"

Insert: "tax"

58. Page 41, line 30.

Strike: "FEES"

Insert: "taxes"

59. Page 42, line 7 through line 8.

Strike: "MARIJUANA" on line 7 through "PROVIDER" on line 8

Insert: "taxpayer"

60. Page 43

Following: line 5

Insert: "(b) The department may enter into an agreement with the taxing officials of another state for the interpretation and administration of the laws of their state that provide for the collection of a sales tax or use tax in order to promote fair and equitable administration of the laws and to eliminate double taxation."

Renumber: subsequent subsections

61. Page 43, line 28.

Strike: "LICENSE FEE"

Insert: "marijuana tax on gross sales"

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62. Page 44, line 17 through line 20.

Strike: section 28 in its entirety

Renumber: subsequent sections

63. Page 44, line 22 through line 23.

Following: "APPROPRIATION."

Insert: "(1)"

Strike: "\$1 MILLION" on line 22 through "MORE," on line 23

Insert: "\$1.96 million"

64. Page 44, line 23 through line 24.

Strike: "THAT CONTAINS" on line 23 through "46," on line 24

Insert: "provided for in 50-46-345"

65. Page 44, line 25.

Strike: "YEAR"

Insert: "years"

Following: "2018"

Insert: "and 2019"

66. Page 44, line 25 through line 26.

Strike: "THE ESTABLISHMENT" on line 25 through "50-46-303." on line 26

Insert: "the administration of the Montana Medical Marijuana Act.

(2) There is appropriated \$722,000 from the state special revenue account provided for in 50-46-345 to the department of revenue for fiscal years 2018 and 2019 for administration of the tax provided for in [sections 18 through 26]."

67. Page 45, line 11.

Strike: "(4)(D)"

Insert: "(4)(c)"

68. Page 45, line 15.

Strike: "(4)(D)"

Insert: "(4)(c)"

69. Page 45, line 18.

Strike: "(4)(D)"

Insert: "(4)(c)"

For the Senate:

Blasdel, Chair
Caferro
Hoven

For the House:

Essmann, Vice Chair
A. Hertz
Jacobson

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FREE CONFERENCE COMMITTEE
on **Senate Bill 366**
Report No. 001, April 20, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 366** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 366** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 7.

Following: "AUTHORITY;"

Insert: "PROVIDING FOR APPROPRIATIONS; PROVIDING FOR A TRANSFER OF FUNDS;
PROVIDING FOR CONTINGENT VOIDNESS;"

2. Page 1, line 29.

Strike: "\$25"

Insert: "\$15"

3. Page 2, line 1.

Strike: "\$50"

Insert: "\$30"

4. Page 2, line 5.

Strike: "\$25"

Insert: "\$15"

5. Page 2, line 8.

Following: "cards."

Insert: "Fees under this subsection (4) may not be collected after June 30, 2019."

6. Page 2.

Following: line 20

Insert: "NEW SECTION. Section 3. Appropriations. (1) For the biennium beginning July 1, 2017, there is appropriated \$75,000 from the general fund to the motor vehicle division of the department of justice for providing information to the public about [this act].

(2) For the biennium beginning July 1, 2017, there is appropriated \$800,000 from the general fund to the motor vehicle division of the department of justice for reprogramming information technology system and modify systems to implement [this act].

(3) For the fiscal year beginning July 1, 2017, there is appropriated \$1.852 million from the state special revenue fund referenced in [section 1(4)(b)] to the motor vehicle division of the department of justice for operating expenses related to the implementation of [this act].

(4) For the fiscal year beginning July 1, 2018, there is appropriated \$1.852 million from the state special revenue fund referenced in [section 1(4)(b)] to the motor vehicle division of the department of justice for operating expenses related to the implementation of [this act]."

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Insert: "NEW SECTION. Section 4. Transfer of funds. If the state of Montana does not receive an extension from compliance with the Real ID Act of 2005, Public Law 109-13, from the department of homeland security by January 1, 2018, the state treasurer shall transfer \$1.852 million from the general fund to the state special revenue fund referenced in [section 1(4)(b)]."

Insert: "NEW SECTION. Section 5. Legislative intent. It is the intent of the legislature that the department of justice will use modified full-time equivalents to implement [this act]."

Renumber: subsequent sections

7. Page 2.

Following: line 23

Insert: "NEW SECTION. Section 7. Contingent voidness. If before January 1, 2018, the state of Montana receives an extension from compliance with the Real ID Act of 2005, Public Law 109-13, from the department of homeland security, the appropriation in [section 3(3)] is void."

8. Page 3, line 3.

Strike: "JULY 1, 2019"

Insert: "January 1, 2019"

For the Senate:

D. Brown, Chair
Cohenour
Osmundson

For the House:

Glimm, Vice Chair
Brodehl
Court

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 133**
Report No. 001, April 21, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 133** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 133** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 12.

Following: "~~YOUNGER;~~"

Insert: "LIMITING EXCEPTIONS TO MANDATORY MINIMUMS FOR CERTAIN SEXUAL OFFENSES WHEN VICTIM IS 12 YEARS OF AGE OR YOUNGER;"

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2. Title, page 1, line 21.

Following: "~~46-18-222~~,"

Insert: "46-18-222,"

3. Page 16, line 30.

Strike: "~~46-18-222~~"

Insert: "46-18-222(1) through (5)"

4. Page 17, line 2.

Following: "~~apply~~,"

Insert: "The exception provided in 46-18-222(6) does not apply."

5. Page 18, line 9.

Strike: "~~46-18-222~~"

Insert: "46-18-222(1) through (5)"

6. Page 18, line 11.

Following: "~~apply~~,"

Insert: "The exception provided in 46-18-222(6) does not apply."

7. Page 20, line 5.

Strike: "~~46-18-222~~"

Insert: "46-18-222(1) through (5)"

8. Page 20, line 7.

Following: "~~apply~~,"

Insert: "The exception provided in 46-18-222(6) does not apply."

9. Page 46, following line 16.

Insert: "**Section 27.** Section 46-18-222, MCA, is amended to read:

"46-18-222. Exceptions to mandatory minimum sentences, restrictions on deferred imposition and suspended execution of sentence, and restrictions on parole eligibility. Mandatory minimum sentences prescribed by the laws of this state, mandatory life sentences prescribed by 46-18-219, the restrictions on deferred imposition and suspended execution of sentence prescribed by 46-18-201(1)(b), 46-18-205, 46-18-221(3), 46-18-224, and 46-18-502(3), and restrictions on parole eligibility prescribed by 45-5-503(4), 45-5-507(5), 45-5-601(3), 45-5-602(3), 45-5-603(2)(b), and 45-5-625(4) do not apply if:

(1) the offender was less than 18 years of age at the time of the commission of the offense for which the offender is to be sentenced;

(2) the offender's mental capacity, at the time of the commission of the offense for which the offender is to be sentenced, was significantly impaired, although not so impaired as to constitute a defense to the prosecution. However, a voluntarily induced intoxicated or drugged condition may not be considered an impairment for the purposes of this subsection.

(3) the offender, at the time of the commission of the offense for which the offender is to be sentenced, was acting under unusual and substantial duress, although not such duress as

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would constitute a defense to the prosecution;

(4) the offender was an accomplice, the conduct constituting the offense was principally the conduct of another, and the offender's participation was relatively minor;

(5) in a case in which the threat of bodily injury or actual infliction of bodily injury is an actual element of the crime, no serious bodily injury was inflicted on the victim unless a weapon was used in the commission of the offense; or

(6) the offense was committed under 45-5-502(3), ~~45-5-503(4)~~, ~~45-5-507(5)~~, 45-5-601(3), 45-5-602(3), or 45-5-603(2)(b), ~~or 45-5-625(4)~~ and the judge determines, based on the findings contained in a psychosexual evaluation report prepared by a qualified sexual offender evaluator pursuant to the provisions of 46-23-509, that treatment of the offender while incarcerated, while in a residential treatment facility, or while in a local community affords a better opportunity for rehabilitation of the offender and for the ultimate protection of the victim and society, in which case the judge shall include in its judgment a statement of the reasons for its determination.""

Renumber: subsequent sections

For the Senate:

K. Regier, Chair
Fielder
Gross

For the House:

Brodehl, Vice Chair
McConnell
Patelis

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 2 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.
Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Woods, Zolnikov.
Total 41

Excused: None.
Total 0

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Absent or not voting: Regier.

Total 1

HB 4 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 98

Nays: Zolnikov.

Total 1

Excused: None.

Total 0

Absent or not voting: Regier.

Total 1

HB 5 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 88

Nays: Beard, Burnett, Flynn, Galloway, Galt, C Knudsen, Manzella, Redfield, Skees, Usher, Zolnikov.

Total 11

Excused: None.

Total 0

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Absent or not voting: Regier.

Total 1

HB 145 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 80

Nays: Ballance, Doane, Flynn, Galt, Glimm, Hayman, A Hertz, Hopkins, Knokey, Manzella, Mortensen, O'Hara, Olsen, Patelis, Redfield, Skees, Staffanson, Tschida, Wagoner, Zolnikov.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 280 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 55

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Grubbs, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 45

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 368 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.

Total 54

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 390 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Doane, Lynch.

Total 2

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 642 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 98

Nays: Schreiner, Zolnikov.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 647 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, White, Windy Boy, Woods, Mr. Speaker.

Total 91

Nays: Doane, Galt, Lynch, Manzella, Mortensen, Skees, Staffanson, Welch, Zolnikov.

Total 9

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 650 passed as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Wagoner, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 68

Nays: Anderson, Bartel, Beard, Berglee, B. Brown, Z. Brown, Burnett, Doane, Flynn, Galloway, Glimm, Gunderson, Hamlett, A Hertz, Knokey, Mandeville, Manzella, Mortensen, Noland, Perry, Pierson, Price, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Webb, Zolnikov.

Total 32

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 11 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Brodehl, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 75

Nays: Bartel, Berglee, Bishop, B. Brown, Court, Doane, Galloway, Galt, Glimm, A Hertz, Jones, Knokey, C Knudsen, Manzella, McKamey, Mortensen, Noland, Regier, Skees, Staffanson, Tschida, Usher, Wagoner, White, Mr. Speaker.

Total 25

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 15 concurred in as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lenz, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Sales, Schreiner, Shaw, Stewart-Per, Swanson, Trebas, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 63

Nays: Anderson, Bartel, Beard, Berglee, B. Brown, Cuffe, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Jones, Knokey, C Knudsen, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Skees, Smith, Staffanson, Tschida, Usher, Vinton, White, Zolnikov.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 22 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Beard, Galloway, Manzella, Tschida, White.

Total 5

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 24 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Mandeville.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 30 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Beard, Brodehl, Cuffe, Manzella, Rosendale, Tschida.

Total 6

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 59 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Beard, B. Brown, Burnett, Galloway, Galt, Glimm, Noland, Rosendale, Skees, Tschida.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 63 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: B. Brown, Burnett, Galloway, Redfield, White.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

SB 64 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Burnett, Galloway, Webb.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 140 concurred in as follows:

Yeas: Anderson, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Ehli, Ellis, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Hamlett, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Sales, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Brodehl, Burnett, Curtis, Dunwell, Eck, Essmann, Fern, Galloway, Galt, Glimm, Gunderson, Hamilton, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Knokey, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Schreiner, Smith, Tschida, Webber, White.

Total 44

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 143 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 160 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Beard, Burnett, Funk, Karjala, Kelker, Pierson.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

SB 166 concurred in as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 72

Nays: Bachmeier, Bennett, Bishop, Court, Curtis, Dudik, Dunwell, Eck, Funk, Galloway, Jacobson, Karjala, Keane, Kipp III, Lynch, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Woods.

Total 28

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 172 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, McConnell, McKamey, Noland, O'Hara, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 82

Nays: Brodehl, B. Brown, Court, Curtis, Doane, Kipp III, Lynch, Manzella, McCarthy, Morigeau, Mortensen, Olsen, Patelis, Peppers, Stewart-Per, Swanson, Webber, Windy Boy.

Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 174 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 55

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 177 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 55

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 205 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 250 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Kelker, Lavin, Lenz, Loge, Manzella, McConnell, O'Hara, Patelis, Perry, Pierson, Price, Ricci, Sales, Shaw, Staffanson, Swanson, Trebas, Usher, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 56

Nays: Abbott, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Cuffe, Curtis, Custer, Eck, Flynn, Funk, Galloway, Glimm, A Hertz, G Hertz, Hopkins, Karjala, Keane, Kipp III, Knokey, C Knudsen, Lynch, Mandeville, McCarthy, McKamey, Morigeau, Mortensen, Noland, Olsen, Peppers, Redfield, Regier, Rosendale, Ryan, Schreiner, Skees, Smith, Stewart-Per, Tschida, Vinton, Webber, Woods.
Total 44

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 258 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 272 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 94

Nays: Kipp III, Olsen, Peppers, Smith, Stewart-Per, Zolnikov.
Total 6

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 293 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Mortensen, Noland, Patelis, Perry, Redfield, Regier, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 67

Nays: Abbott, Bachmeier, Bennett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McConnell, O'Hara, Olsen, Peppers, Pierson, Price, Ricci, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 295 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 302 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Essmann, Fern, Fitzgerald, Funk, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, O'Hara, Patelis, Perry, Pierson, Price, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 75

Nays: Beard, Burnett, Court, Cuffe, Dunwell, Ellis, Fleming, Flynn, Galloway, Greef, Harris, Hayman, Jones, Karjala, Lenz, Morigeau, Noland, Olsen, Peppers, Redfield, Ryan, Smith, Webb, Webber, Woods.

Total 25

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 303 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 91

Nays: Bartel, Beard, Brodehl, B. Brown, Burnett, Galloway, Regier, Staffanson, Zolnikov.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 311 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 312 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 96

Nays: Galloway, Hopkins, Tschida, Zolnikov.
Total 4

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 321 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Z. Brown, Peppers.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative A. Hertz in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 153 - Representative Garner moved **SB 153** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.
Total 88

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Nays: Beard, Brodehl, Cook, Hill-Smith, Kipp III, C Knudsen, Lenz, Manzella, Stewart-Per, Tschida, White.
Total 11

Excused: None.
Total 0

Absent or not voting: Mr. Speaker.
Total 1

SB 159 - Representative Garner moved **SB 159** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 167 - Representative Usher moved **SB 167** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 99

Nays: Kipp III.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 173 - Representative Jacobson moved **SB 173** be concurred in. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webb, Webber, Welch, Windy Boy, Woods.

Total 59

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, White, Zolnikov, Mr.

Speaker.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 183 - Representative Shaw moved **SB 183** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov,

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Mr. Speaker.

Total 97

Nays: Galloway.

Total 1

Excused: None.

Total 0

Absent or not voting: Hopkins, Lynch.

Total 2

SB 193 - Representative Usher moved **SB 193** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 84

Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Galloway, Glimm, Manzella, Noland, Regier, Rosendale, Tschida, Zolnikov.

Total 14

Excused: None.

Total 0

Absent or not voting: C Knudsen, Shaw.

Total 2

SB 196 - Representative Lavin moved **SB 196** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson,

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Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 95

Nays: Beard, Galloway, Galt, C Knudsen, Zolnikov.
Total 5

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 198 - Representative Dunwell moved **SB 198** be concurred in. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Cook, Court, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Jacobson, Jones, Keane, Kipp III, Loge, Lynch, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Welch, Windy Boy, Woods.
Total 52

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cuffe, Curdy, Curtis, Doane, Essmann, Flynn, Funk, Galloway, Galt, Glimm, Gunderson, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Karjala, Kelker, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McCarthy, Mortensen, Noland, Patelis, Pierson, Rosendale, Skees, Staffanson, Tschida, Webb, Webber, White, Zolnikov, Mr. Speaker.
Total 48

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 218 - Representative M. Regier moved **SB 218** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton,

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Wagoner, Webb, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 88

Nays: Curtis, Fitzgerald, Flynn, Funk, Morigeau, Olsen, Perry, Schreiner, Webber, Welch, Woods.

Total 11

Excused: None.

Total 0

Absent or not voting: Shaw.

Total 1

SB 235 - Representative White moved **SB 235** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 66

Nays: Abbott, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 276 - Representative Windy Boy moved **SB 276** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

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Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.
Total 42

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 309 - Representative P. Webb moved **SB 309** be concurred in. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galt, Garner, Grubbs, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Patelis, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 55

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Glimm, Greef, Gunderson, Hamilton, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, McKamey, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Smith, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White.
Total 44

Excused: None.
Total 0

Absent or not voting: Peppers.
Total 1

SB 324 - Representative Welch moved **SB 324** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.
Total 56

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Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.
Total 44

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 336 - Representative Lavin moved **SB 336** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 94

Nays: Cuffe, Glimm, Noland, Regier.
Total 4

Excused: None.
Total 0

Absent or not voting: Hopkins, Olsen.
Total 2

SB 337 - Representative White moved **SB 337** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 60

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Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 340 - Representative Zolnikov moved **SB 340** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, O'Hara, Patelis, Redfield, Regier, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 37

Excused: None.

Total 0

Absent or not voting: Z. Brown, McConnell, Noland, Ricci.

Total 4

SB 341 - Representative M. Regier moved **SB 341** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy

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Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Greef, Redfield.

Total 2

SB 342 - Representative Gunderson moved **SB 342** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Tschida.

Total 1

SB 361 - Representative Staffanson moved **SB 361** be concurred in. Motion **failed** as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Brodehl, Cook, Cuffe, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, A Hertz, G Hertz, Knokey, Lavin, Lenz, Noland, O'Hara, Redfield, Regier, Ricci, Sales, Shaw, Skees, Staffanson, Tschida, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 39

Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett,

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Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Usher, Webber, Windy Boy, Woods, Zolnikov.

Total 61

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 372 - Representative Holmlund moved **SB 372** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 95

Nays: Dunwell, Mandeville, Olsen, Vinton, Zolnikov.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 374 - Representative Mandeville moved **SB 374**, second reading copy, be amended as follows:

1. Title, page 1, line 11.

Strike: "ESTABLISHING LINE OWNERSHIP;"

2. Page 2, line 30.

Following: "CUSTOMER"

Insert: "may"

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3. Page 3, line 1 through line 2.

Strike: line 1 through line 2

Insert: "(a) retain ownership of the extension and responsibility for its maintenance; or
(b) transfer ownership and maintenance responsibilities to the connecting utility along with assured access."

Amendment adopted as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Curdy, Curtis, Doane, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Kelker, Kipp III, Knokey, Lavin, Mandeville, Manzella, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Woods.

Total 66

Nays: Bachmeier, Cook, Court, Cuffe, Custer, Dudik, Dunwell, Eck, Ehli, Galt, Grubbs, A Hertz, G Hertz, Hopkins, Jones, Karjala, Keane, C Knudsen, Lenz, Loge, Lynch, McCarthy, McKamey, Pierson, Price, Redfield, Ryan, Staffanson, Stewart-Per, Swanson, Usher, Windy Boy, Zolnikov, Mr. Speaker.

Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 374 - Representative O'Hara moved **SB 374**, as amended, be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bishop, Brodehl, B. Brown, Z. Brown, Court, Curdy, Custer, Doane, Dudik, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Knokey, Lavin, Mandeville, McCarthy, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods.

Total 73

Nays: Ballance, Bennett, Berglee, Burnett, Cook, Cuffe, Curtis, Dunwell, Ehli, Galt, G Hertz, Keane, C Knudsen, Lenz, Loge, Lynch, Manzella, McConnell, Olsen, Pierson, Price, Regier, Rosendale, Stewart-Per, Windy Boy, Zolnikov, Mr. Speaker.

Total 27

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 6 - Representative Redfield moved **SJR 6** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, Manzella, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 11 - Representative M. Regier moved **SJR 11** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 16 - Representative Shaw moved **SJR 16** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Burnett, Galloway.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 19 - Representative Staffanson moved **SJR 19** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: C Knudsen, Manzella, White.

Total 3

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 28 - Representative Cook moved **SJR 28**, second reading copy, be amended as follows:

1. Title, line 7.

Strike: the first "BILLINGS"

Insert: "COLSTRIP"

Strike: the second "BILLINGS"

Insert: "COLSTRIP"

2. Page 1, line 9.

Strike: "Billings"

Insert: "Colstrip"

3. Page 1, line 11.

Strike: "Billings"

Insert: "Colstrip"

4. Page 1, line 14.

Strike: "Billings"

Insert: "Colstrip"

5. Page 1, line 19.

Strike: "Billings"

Insert: "Colstrip"

6. Page 1, line 23.

Strike: "Billings"

Insert: "Colstrip"

Amendment **failed** as follows:

Yeas: Anderson, Bachmeier, Ballance, B. Brown, Burnett, Cook, Cuffe, Curtis, Doane, Fitzgerald, Galloway, Galt, A Hertz, G Hertz, Hopkins, Jacobson, Keane, C Knudsen, Lavin, Lynch, Manzella, Noland, Olsen, Redfield, Rosendale, Schreiner, Smith.

Total 27

Nays: Abbott, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jones, Karjala, Kelker, Kipp III, Knokey, Lenz, Loge, Mandeville, McCarthy, McConnell, McKamey, Morigeau,

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Mortensen, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 73

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 28 - Representative Karjala moved **SJR 28** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Ballance, Burnett, Cook, Curtis, Morigeau, Olsen, Webber.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 29 - Representative Shaw moved **SJR 29** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods,

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Zolnikov, Mr. Speaker.

Total 96

Nays: Burnett, Curtis.

Total 2

Excused: None.

Total 0

Absent or not voting: Ballance, Olsen.

Total 2

SB 339 - Representative Keane moved **SB 339**, second reading copy, be amended as follows:

1. Title, page 1, line 7.

Following: "REMEDIATION"

Insert: "AND RETIREMENT"

2. Title, page 1, line 8.

Following: "REMEDIATION"

Insert: "AND RETIREMENT"

3. Title, page 1, line 9 through line 10.

Strike: "DEGREE OF" on line 9 through "REQUIRED;" on line 10

Insert: "CONTENTS OF A PLAN; PROVIDING AN EXCEPTION TO THE FILING OF A PLAN; ALLOWING FOR THE DEVELOPMENT OF A TRANSITION AGREEMENT; PROVIDING FOR A DISCOUNT RATE FOR PLANS FILED AND APPROVED PRIOR TO THE RETIREMENT OF A COAL-FIRED GENERATING UNIT; REQUIRING PAYMENT OF CERTAIN PLAN COSTS; ESTABLISHING A COAL COUNTRY PLANNING AND GRANT PROGRAM AND ACCOUNT; PROVIDING FOR USE OF THE ACCOUNT; PROVIDING FOR THE DISTRIBUTION OF FUNDS IN THE ACCOUNT; ESTABLISHING REQUIREMENTS FOR THE DISBURSEMENT OF GRANTS USING THE ACCOUNT; PROVIDING FOR THE AWARD OF GRANTS; REQUIRING REPORTING TO THE GOVERNOR AND LEGISLATURE; PROVIDING RULEMAKING AUTHORITY; REQUIRING CERTAIN OWNERS OF A COAL-FIRED GENERATING UNIT TO FILE A BOND OR OTHER FINANCIAL ASSURANCE; REQUIRING THE DEPARTMENT TO ESTABLISH THE AMOUNT OF BOND OR OTHER FINANCIAL ASSURANCE; PROVIDING FOR THE RELEASE OF THE BOND OR FINANCIAL ASSURANCE;"

4. Title, page 1, line 13.

Strike: "AN ENFORCEMENT ACTION OR ORDER"

Insert: "A PLAN"

5. Title, page 1, line 14.

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Strike: "TO THE ACTION OR ORDER"

6. Title, page 1, line 15.

Strike: "SECTIONS"

Insert: "SECTION"

Strike: "AND 75-10-704"

7. Page 1, line 20.

Strike: "9"

Insert: "12"

8. Page 1, line 21.

Following: "Remediation"

Insert: "and Retirement"

9. Page 1, line 25.

Following: "Remediation"

Insert: "and Retirement"

10. Page 1, line 26.

Strike: "9"

Insert: "12"

11. Page 1, line 28.

Strike: "and"

Insert: ", "

12. Page 1, line 29.

Following: "resources"

Insert: ", and to mitigate the effects of the retirement of a coal-fired generating unit across the state of Montana"

13. Page 2, line 1.

Strike: "9"

Insert: "12"

14. Page 2, line 20.

Following: "megawatts"

Insert: "but not more than 400 megawatts and was placed in service prior to 1980"

15. Page 2.

Following: line 20

Insert: "(4)(a) "Decommissioning requirements" means the dismantlement, removal, and disposal of a coal-fired generating unit including the unit itself and any related components and materials associated with the unit.

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- (b) Except as provided in subsection (4)(c), the term also means:
- (i) the estimated loss of value of a residential or commercial property attendant to a coal-fired generating unit based on:
 - (A) the owner of the property executing a sale of property after July 1, 2016, and on or before July 1, 2024;
 - (B) the outstanding liability associated with the property, based on the original liability or loan, exceeding its fair market value;
 - (C) the owner being subjected to a price reduction due to the retirement or pending retirement of a coal-fired generating unit; and
 - (D) the sale not including a transfer from borrowers to lenders that takes place as part of a foreclosure process, including deeds in lieu of foreclosure, foreclosure deeds, or sheriff's deeds;
 - (ii) the outstanding liability associated with bonds held by a local government issued prior to January 1, 2017, for public infrastructure that was constructed to support a community attendant to a coal-fired generating unit, to the degree that the local government projected available revenue from the coal-fired generating unit would have been available to repay the bonds;
 - (iii) costs necessary for a workforce transition, including but not limited to workforce redevelopment and training programs needed to provide education or skills-based training for employees seeking a new job and, for a period of no longer than 2 years following closure of the unit, that are limited to workforce transition costs necessary for employees of a coal-fired generating unit that is being retired or employees of another business that is located in Montana, had a contract to buy electricity from an owner of a coal-fired generating unit, and is closed because of increased electric costs or other reasons attributable to the retirement of a coal-fired generating unit; and
 - (iv) cost shifts within a community directly affected by the retirement of a coal-fired generating unit, within the state of Montana, or both, attributable to the retirement of a coal-fired generating unit. Cost shifts must be determined based on a reasonable length of time and not longer than a 5-year period. These shifts may include:
 - (A) anticipated changes in a local government's revenue and in the state's revenue directly due to the retirement of a coal-fired generating unit offset by the diminution of local government or state needs resulting from the retirement of a coal-fired generating unit; and
 - (B) anticipated costs specific to tribal governments associated with the impacts caused by the retirement of a coal-fired generating unit.
 - (c) The term does not mean costs or liabilities otherwise defined by a contract between owners, operators, or both."

Renumber: subsequent subsections

16. Page 2.

Following: line 21

Insert: "(6) "Eligible entity" means an incorporated city or town, a county, a consolidated local government, a tribal government, a school district, a special district as defined in 18-8-202, or a local economic development organization as defined in 17-6-302."

Renumber: subsequent subsections

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17. Page 2, line 22.

Following: "remediation"

Insert: "or retirement"

18. Page 2, line 25.

Strike: "9"

Insert: "12"

Following: "representative."

Insert: "An owner may or may not be an operator."

19. Page 3, line 6.

Strike: "7"

Insert: "8"

20. Page 3, line 11 through page 3, line 16.

Strike: section 4 in its entirety

Renumber: subsequent sections

21. Page 3, line 18.

Following: "Remediation"

Insert: "and retirement"

22. Page 3, line 20.

Following: "remediation"

Insert: "and retirement"

23. Page 3, line 24.

Strike: the second "and"

24. Page 3, line 28.

Strike: "7"

Insert: "8"

25. Page 3, line 29.

Following: "comply"

Insert: ";

(e) an overview of decommissioning requirements as defined in [section 3(4)(a)] planned for the coal-fired generating unit;

(f) the date of the coal-fired generating unit's actual retirement or the date of the planned retirement if the plan is filed prior to retirement;

(g) except as provided in subsection (5) decommissioning requirements as defined in [section 3(4)(b)], an estimate of the costs associated with the elements of each decommissioning requirement as defined in [section 3(4)(b)], the data and assumptions supporting the cost estimate, and timeframes in which the decommissioning requirements as defined in [section 3(4)(b)] will be paid;

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(h) if the plan is filed prior to the retirement of the coal-fired generating unit, a proposed discount rate for the purposes of [section 7(7)];

(i) a description of the owner's plans to address the employee rights, benefits, and pensions of union, salaried, and other employees affected by the retirement of a coal-fired generating unit; and

(j) an overview of efforts to ensure that a local government attendant to a coal-fired generating unit is granted ownership of the affected local government's water rights and related infrastructure, ensuring the affected local government the ability to maintain its water supply and water rights"

26. Page 4, line 1.

Following: "remediation"

Insert: "and retirement"

Strike: "9"

Insert: "12"

27. Page 4, line 3.

Strike: "9"

Insert: "12"

28. Page 4, line 4.

Following: "obligations"

Insert: "and decommissioning requirements"

29. Page 4, line 5.

Following: "law"

Strike: "and"

Insert: ", "

30. Page 4, line 6.

Following: "obligations"

Insert: ", and decommissioning requirements."

31. Page 4, line 8.

Following: "remediation"

Insert: "and retirement"

32. Page 4, line 9.

Strike: "The"

Insert: "Notwithstanding subsection (1)(f) and subject to [section 5(1)], the"

33. Page 4.

Following: line 10

Insert: "(5) If on or before July 1, 2018, unless mutually extended by the parties, an owner of a coal-fired generating unit that is planned for retirement enters into an agreement with

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the governor and attorney general to provide for a fair and equitable retirement transition in accordance with [section 5] that includes a payment in accordance with [section 5(4)] and that considers the needs of affected communities, owners, and other interested stakeholders, an owner is not required to include decommissioning requirements as defined in [section 3(4)(b)] in a remediation and retirement plan filed with the department in accordance with subsection (1) and is not required to implement decommissioning requirements as defined in [section 3(4)(b)].

"NEW SECTION. Section 5. Transition agreement with governor and attorney general -- requirements. (1) A transition agreement with the governor and attorney general entered into in accordance with [section 4(5)] must include:

(a) a commitment by an owner of the coal-fired generating unit planned for retirement to continue to operate the coal-fired generating unit to a date certain. The date may be extended by future agreements.

(b) a date certain for filing a plan that includes remediation plans and decommissioning requirements as defined in [section 3(4)(a)] with the department in accordance with [sections 1 through 12]; and

(c) any other provisions that, in the judgment of both the governor and attorney general, are necessary to achieve the purposes and intent of the agreement and [section 2].

(2) An agreement may include other parties if, in the judgment of both the governor and attorney general and with the agreement of an owner, those parties are necessary to achieve the purposes of the agreement.

(3) If an owner does not enter into the agreement pursuant to this section or if the governor and attorney general determine it is necessary to achieve the purposes of the agreement, the governor and attorney general may enter into an agreement with one owner or separate agreements with each owner.

(4) (a) The agreement may include a payment to the state made in settlement of the obligations arising from decommissioning requirements as defined in [section 3(4)(b)]. Each owner is only responsible for decommissioning requirements as defined in [section 3(4)(b)] based on the owner's percentage share of ownership in the unit that is retired. A payment may be established through a memorandum of understanding or legal settlement, including but not limited to an order by a utility or regulatory commission.

(b) Except as provided in subsection (4)(c), payment for decommissioning requirements as defined in [section 3(4)(b)] must be deposited in the coal country planning and grant program account established in [section 11(1)].

(c) Payments for decommissioning requirements representative of statewide cost shifts established in [section 3(4)(b)(iv)] must be deposited in the state general fund.

(5)(a) Prior to entering into an agreement as provided in this section, the governor and attorney general shall provide the public with a notice of the proposed agreement and shall provide opportunity to comment on the terms of an agreement.

(b) The governor and attorney general shall confer with tribal governments that may be affected by the retirement of a coal-fired generating unit prior to entering into a final agreement.

(6) An agreement may be adjusted to address an individual owner's commitment in the event that another owner files a remediation and retirement plan in accordance with [section 4] instead of entering into an agreement in accordance with this section."

"NEW SECTION. Section 6. Department's powers, duties, and functions --

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rulemaking. (1) The department shall:

(a) review, approve, or modify and approve a remediation and retirement plan in accordance with [section 7];

(b) implement a grant program and award grants in accordance with [section 12].

(2) Before July 1, 2018, the department shall adopt rules in accordance with the Montana Administrative Procedure Act provided for in Title 2, chapter 4, providing:

(a) substantive requirements that the department considers necessary to accomplish the purposes of [sections 1 through 12]; and

(b) administrative requirements that the department considers necessary to implement [sections 1 through 12].

(3) The department may consult with other state and federal agencies during its review of a plan.

(4) To avoid unnecessary duplication, the department shall integrate the provisions of [sections 1 through 12] with applicable legal obligations.

(5) If [sections 1 through 12] or any action taken by the department in accordance with [sections 1 through 12] conflicts with applicable legal obligations, the applicable legal obligations supersede the provisions of [sections 1 through 12].

Renumber: subsequent sections

34. Page 4, line 12.

Strike: "expiration"

Insert: "discount rate"

35. Page 4, line 13.

Following: "remediation"

Insert: "and retirement"

36. Page 4, line 14.

Strike: "60"

Insert: "90"

Following: "remediation"

Insert: "and retirement"

37. Page 4.

Following: line 16

Insert: "(c) Each owner is responsible only for decommissioning requirements as defined in [section 3(4)(b)] based on their percentage share of ownership in the unit that is retired."

Renumber: subsequent subsection

38. Page 4, line 19.

Strike: "120"

Insert: "180"

39. Page 4, line 20.

Following: "remediation"

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Insert: "and retirement"

40. Page 4, line 21 through line 22.

Strike: "Any" on line 21 through "obligations." on line 22

41. Page 4, line 26.

Following: "remediation"

Insert: "and retirement"

42. Page 4, line 27.

Strike: "9"

Insert: "12"

43. Page 4, line 29.

Following: "remediation"

Insert: "and retirement"

44. Page 5, line 3.

Following: "remediation"

Strike: "and retirement"

45. Page 5, line 5 through line 7.

Strike: "To" on line 5 through "subsection." on line 7

46. Page 5, line 8.

Following: "remediation"

Insert: "and retirement"

47. Page 5, line 10.

Strike: "8"

Insert: "9"

48. Page 5.

Following: line 10

Insert: "(7)(a) If a plan is filed prior to the date that a coal fired generating unit is retired, the department shall determine an appropriate discount rate, based on the cost of capital of a proxy group of owners of coal-fired generating units and provided in accordance with [section 4(1)(h)], and apply that rate to the sum of decommissioning requirements as defined in [section 3(4)(b)] and included in a plan approved by the department for the purpose of discounting those costs from the date of the planned retirement of the coal-fired generating unit identified pursuant to [section 4(1)(f)] to the date that the plan is filed with the department.

(b) The result of the calculation made pursuant to subsection (7)(a) is the amount of the decommissioning requirement as defined in [section 3(4)(b)].

(8) The department's decision to modify decommissioning requirements included in a

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plan or the department's determination of a discount rate becomes final unless, within 30 days after notice of the department's decision or determination, the owner submits to the department a written request for a hearing specifying the grounds for the appeal. The hearing must be conducted in accordance with the contested case provisions of the Montana Administrative Procedure Act, Title 2, chapter 4, part 6.

(9) (a) Except as provided in subsection (9)(e), payments for decommissioning requirements as defined in [section 3(4)(b)] must be deposited in the coal country planning and grant program account established in [section 11(1)].

(b) Subject to subsection (9)(d), payments must be made in two equal installments.

(c) The first payment required by subsection (9)(b) is due 60 days after the approval of the plan or 180 days before the coal-fired generating unit is to be retired, whichever is later. The second payment is due 1 year after the coal-fired generating unit is retired.

(d) An owner may elect to pay within a shorter timeframe. If implementation of a plan has been jointly agreed to by the owners, the owners shall determine each individual owner's payment responsibility.

(e) Payments for decommissioning requirements representative of statewide cost shifts, not including local government cost shifts, established in [section 3(4)(b)(iv)] must be deposited in the state general fund.

(10) Except as provided in subsection (11), after a plan is approved, an owner of a coal-fired generating unit shall pay for and implement remediation in accordance with applicable legal obligations and decommissioning requirements as defined in [section 3(4)(a)] at the coal-fired generating unit based on a schedule agreed to by the department and owner. When implementation is complete, the owner shall provide proof to the department that the requirements have been met.

(11)(a) Within 60 days of [the effective date of this act], the department shall request that an entity certified as an exempt wholesale generator pursuant to 42 U.S.C. 16451 that owns a coal-fired generating unit that will shut down on or before July 1, 2022, submit a bond or other financial assurance in a sum determined by the department in accordance with subsection (12), conditioned upon the faithful remediation of the coal-fired generating unit.

(b) Within 60 days of a request by the department in accordance with subsection (11)(a), an entity certified as an exempt wholesale generator pursuant to 42 U.S.C. 16451 that owns a coal-fired generating unit that will shut down on or before July 1, 2022, shall submit a bond or other financial assurance payable to the state of Montana in a form acceptable by the department and in a sum determined by the department.

(c) If the coal-fired generating unit has more than one owner, the bond required in accordance with this subsection (11) must cover only the individual owner's share of remediation costs at the site where the coal-fired generating unit is located.

(12) In determining the amount of the bond or other financial assurance required in accordance with subsection (11), the department shall take into consideration:

(a) the character and nature of the site where the coal-fired generating unit is located;

(b) the current and reasonably anticipated uses of the property where the unit is located;

(c) applicable legal obligations; and

(d) other information determined relevant by the department.

(13) If an entity certified as an exempt wholesale generator pursuant to 42 U.S.C. 16451 that owns a coal-fired generating unit that will shut down on or before July 1, 2022, fails to

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submit a bond or other financial assurance acceptable to the department within the timeframe required by this section, the department may assess an administrative penalty of \$10,000 and an additional administrative penalty of \$10,000 for each day the failure to submit the bond or financial assurance continues. The penalty must be deposited in the coal-country planning and grant program account established in [section 11(1)].

(14) An entity certified as an exempt wholesale generator pursuant to 42 U.S.C. 16451 that owns a coal-fired generating unit that will shut down on or before July 1, 2022, may appeal the department's penalty assessment or the amount of the bond or other financial assurance determined by the department to the board of environmental review within 20 days after receipt of written notice of the penalty or bond amount. The contested case provisions of the Montana Administrative Procedures Act, Title 2, chapter 4, part 6, apply to a hearing before the board under this subsection.

(15) The department shall release the bond or other financial assurance held in accordance with this section if it is satisfied that the owner's share of cleanup at the site where the coal-fired generating unit is located is complete.

(16) If an entity certified as an exempt wholesale generator pursuant to 42 U.S.C. 16451 that owns a coal-fired generating unit that will shut down on or before July 1, 2022, fails to attain a satisfactory degree of cleanup at the site where the unit is located and has not commenced action to rectify deficiencies within 30 days after notification by the department, the department shall cause the bond or other financial assurance to be forfeited."

Renumber: subsequent subsection

49. Page 5, line 14.

Strike: "environmental" through "75-10-704"

Insert: "coal country planning and grant program account established in [section 11]"

50. Page 5, line 16.

Strike: "A remediation"

Insert: "Remediation efforts to meet applicable legal obligations included in a"

51. Page 5, line 20.

Strike: "Remediation"

Insert: "and retirement"

52. Page 5, line 22.

Following: "remediation"

Insert: "and retirement"

Strike: "7"

Insert: "12"

53. Page 5, line 26.

Following: "remediation"

Insert: "and retirement"

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54. Page 5, line 27.

Strike: "[section 6(5)]"

Insert: "[section 7(5)]"

55. Page 6, line 5 through line 6.

Strike: "first" on line 5 through "County" on line 6

Insert: "district court of the county where the coal-fired generating unit is located"

56. Page 6, line 10.

Strike: "9"

Insert: "12"

57. Page 6, line 20 through line 21.

Strike: "environmental" on line 20 through "75-10-704" on line 21

Insert: "coal country planning and grant program account established in [section 11]"

58. Page 6, line 25 through line 26.

Strike: "of the" on line 25 through "County" on line 26

Insert: "in the county where the coal-fired generating unit is located"

59. Page 6.

Following: line 26

Insert: "NEW SECTION. Section 11. Coal country planning and grant program account. (1) There is an account in the state special revenue fund established in 17-2-102 to be known as the coal country planning and grant program account.

 (2) There must be deposited in the account:

 (a) money received from legislative allocations;

 (b) payments or penalties received in accordance with [section 5], [section 7(9)], [section 7(13)], [section 7(17)], or [section 10(3)(b)]; and

 (c) a gift, donation, grant, legacy, bequest, or devise made for the purposes of [section 12].

 (3) There is an account in the federal special revenue fund established in 17-2-102 to be known as the coal country planning and grant program account. There must be deposited in the account money received from the federal government for the purpose of [section 12].

 (4) Subject to [section 12(5)], funds in either account created in this section may be used by the department only to establish, administer, and implement [sections 1 through 12]."

Insert: "NEW SECTION. Section 12. Distribution of funds -- grant program. (1) (a) In accordance with subsection (5), funds from the accounts provided for in [section 11] must be disbursed to eligible entities by the department to fund decommissioning requirements as defined in [section 3(4)(a)] and [section 3(4)(b)(ii) and (4)(b)(iv)].

 (b) For decommissioning requirements defined in [section 3(4)(b)(i) and (4)(b)(iii)], the department shall make grants available using the accounts established in [section 11] to eligible entities affected by the retirement or pending retirement of a coal-fired generating unit.

 (2) (a) Funding for each element of the decommissioning requirements must be made available for the purposes of subsections (1)(a) and (1)(b) in substantially the same amount as

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identified in a plan approved by the department pursuant to [section 7]. Funding for decommissioning requirements as defined in [section 3(4)(b)(i)] must be provided to an eligible entity for potential distribution to residential and commercial real estate owners.

(b) If the funding available is less than the sum total of the decommissioning requirements identified in a plan and approved by the department, the funding available for each element of the decommissioning requirements must be determined by the department based on the ratio of available funds divided by the sum total of decommissioning requirements, multiplied by each element of the decommissioning requirements.

(c) If an agreement reached pursuant to [section 5] includes a payment but does not specify funding for each element of the decommissioning requirements, the governor and attorney general shall submit a statement allocating the funds. That statement is binding guidance to the department.

(3) For the purposes of subsection (1)(b), the department must receive proposals for grants from eligible entities. Eligible entities may work cooperatively on a proposal. The department shall work with applicants in preparing cost estimates for a proposal. In reviewing proposals, the department may consult with other state agencies with expertise pertinent to the proposal and use information included in an approved remediation and retirement plan.

(4) (a) The department shall adopt rules necessary to implement the planning and grant program in accordance with [section 6] and this section. In adopting rules, the department shall look to the rules adopted for programs administered by the coal board in accordance with Title 90, chapter 6, part 2, and other similar state programs. To the extent feasible, the department shall make the rules compatible with those other programs.

(b) The rules must provide for distribution methods for financial assistance.

(5) Administrative expenses for the grant program during a fiscal year may not exceed actual administrative costs, or 4% of the combined highest balances in the retirement planning and grant program accounts established in [section 11] in that fiscal year, whichever is less.

(6) The department shall report to the governor and the legislature as provided in 5-11-210 regarding the disbursement of funds and grants that are awarded during each biennium. The report must be provided in an electronic format and include a listing of all funds disbursed, grant requests and awards, and a summary of the intended use of funds received."

Renumber: subsequent sections

60. Page 7, line 24.

Strike: "9"

Insert: "12"

61. Page 7, line 29 through page 10, line 16.

Strike: section 11 in its entirety

Renumber: subsequent sections

62. Page 10.

Following: line 20

Insert: "NEW SECTION. Section 15. Implementation. The department of environmental quality shall implement [this act] in accordance with [section 7(17)] and within existing resources."

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Renumber: subsequent sections

63. Page 10, line 22.

Strike: "9"

Insert: "12"

64. Page 10, line 23.

Strike: "9"

Insert: "12"

65. Page 10, line 25 through line 26.

Strike: section 14 in its entirety

Renumber: subsequent sections

Amendment **not** adopted as follows:

Yeas: Abbott, Bachmeier, Z. Brown, Cook, Curdy, Curtis, Custer, Dudik, Eck, Funk, Garner, Hamilton, Hamlett, A Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Swanson, Usher, Wagoner, Webber, Welch, Windy Boy, Woods.

Total 40

Nays: Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Court, Cuffe, Doane, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, Hayman, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Vinton, Webb, White, Zolnikov, Mr. Speaker.

Total 60

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 339 - Representative Zolnikov moved **SB 339** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson,

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Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair A. Hertz moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 91

Nays: Curtis, A Hertz, Morigeau, Olsen, Ryan, Webber, Woods.

Total 7

Excused: None.

Total 0

Absent or not voting: Court, Fleming.

Total 2

REPORTS OF STANDING COMMITTEES

JUDICIARY (Doane, Chair):

4/21/2017

SJR 25, be concurred in. Report adopted.

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REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE
on **House Bill 387**
Report No. 001, April 21, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 387** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 387** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 8 through line 9.

Strike: "EXTENDING" on line 8 through "CENTER;" on line 9

2. Title, page 1, line 10.

Following: "DEFINITIONS;"

Insert: "PROVIDING RULEMAKING AUTHORITY; PROVIDING AN APPROPRIATION;"

3. Title, page 1, line 11 through line 12.

Strike: "SECTIONS" on line 11 through "53-20-129" on line 12

Insert: "SECTION 53-20-126"

4. Page 1, line 12.

Strike: ",3,"

Strike: "4"

Insert: "3"

5. Title, page 1, line 13.

Strike: "AN IMMEDIATE"

Strike: "DATE"

Insert: "DATES"

6. Title, page 1, line 13 through line 14.

Strike: "AND" on line 13 through "DATE" on line 14

7. Page 2, line 1.

Following: "file"

Insert: "the department has asked a county attorney to file"

8. Page 2, line 2.

Strike: "HAS BEEN FILED"

9. Page 2, line 4.

Following: "~~53-20-124.~~"

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Insert: "The initial period of commitment to the center may not exceed 90 days. If recommitment is sought pursuant to 53-20-128, each subsequent recommitment period may not exceed 90 days."

10. Page 2, line 7.

Strike: "3"

Insert: "4"

11. Page 2, line 12.

Insert: "NEW SECTION. **Section 4. Rulemaking authority.** The department may adopt rules to carry out [sections 1 through 4], including but not limited to rules for eligibility requirements for admission to the facility."

Renumber: subsequent sections

12. Page 2, line 13 through page 5, line 29.

Strike: section 4 and section 5 in their entirety

Renumber: subsequent sections

13. Page 5.

Following: line 30

Insert: "**Section 5.** Section 53-20-126, MCA, is amended to read:

"53-20-126. Maximum period of commitment or treatment plan. The court order approving the commitment to a residential facility or the imposition of the community treatment plan must specify the maximum period of time for which the person is committed or for which a community treatment plan is imposed. The Except as provided in [section 2] for an individual committed to the intensive behavior center, the maximum period may not exceed 90 days for commitment to a residential facility or 1 year for the imposition of a community treatment plan."

14. Page 6, line 10.

Following: "1"

Insert: "and"

15. Page 6, line 22.

Strike: "AND"

16. Page 6, line 23.

Following: "SERVICES"

Insert: "; and

(c) cap the census at the intensive behavior center provided for in [section 2] at 12 residents after June 30, 2019"

17. Page 6, line 24 through page 7, line 4.

Strike: subsection (4) in its entirety

18. Page 7, line 16 through line 19.

Strike: section 8 in its entirety

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Renumber: subsequent sections

19. Page 7, line 22.

Strike: "-- REPORT TO LEGISLATURE"

20. Page 7, line 27.

Following: "i"

Insert: "and"

21. Page 7, line 28 through page 8, line 3.

Strike: subsection (3) in its entirety

Renumber: subsequent subsection

22. Page 8, line 4.

Following: "2019."

Insert: "The department is authorized to use two of the cottages located on the campus of the Montana developmental center for residential purposes until June 30, 2018, and is authorized to use one cottage for residential purposes until June 30, 2019."

23. Page 8.

Following: line 11

Insert: "NEW SECTION. Section 10. Appropriation. There is appropriated \$500,000 from the general fund to the department of public health and human services for the fiscal year beginning July 1, 2017, for a Boulder development fund to be administered by the director of the department."

Insert: "NEW SECTION. Section 11. Codification instruction. [Sections 1 through 4] are intended to be codified as an integral part of Title 53, chapter 20, and the provisions of Title 53, chapter 20, apply to [sections 1 through 4]."

24. Page 8, line 12.

Strike: "[This act]"

Insert: "(1) Except as provided in subsection (2), [this act]"

25. Page 8, line 13.

Insert: "(2) [Section 10] is effective July 1, 2017."

26. Page 8, line 14.

Strike: section 12 in its entirety

For the Senate:

Thomas, Chair
Caferro
Olszewski

For the House:

Wagoner, Vice Chair
Cook
Keane

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CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 434**
Report No. 001, April 21, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 434** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 434** (reference copy -- salmon) be amended as follows:

1. Title, page 1, lines 7 through 8.

Following: "IMPROVEMENT" on line 7

Strike: "AND PUBLIC ACCESS" on line 8

2. Title, page 1, line 9.

Following: "AND"

Strike: " "

Insert: "AND"

Following: "HABITAT"

Strike: ", AND IMPROVE PUBLIC ACCESS"

3. Title, page 1, line 10.

Following: "IMPROVEMENT"

Strike: "AND PUBLIC ACCESS"

4. Page 1, line 17.

Following: "habitat"

Strike: "AND IMPROVE PUBLIC ACCESS"

5. Page 1, line 24.

Strike: "9"

Insert: "8"

6. Page 1, line 25.

Following: "Improvement"

Strike: "AND PUBLIC ACCESS"

7. Page 1, line 27.

Strike: "9"

Insert: "8"

8. Page 1, line 29.

Following: "improvement"

Strike: "AND PUBLIC ACCESS"

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9. Page 2, line 9.

Following: "improvement"

Strike: "AND PUBLIC ACCESS"

10. Page 2, line 10.

Following: "improvement"

Strike: "AND PUBLIC ACCESS"

11. Page 2, line 12.

Strike: "9"

Insert: "8"

12. Page 2, line 15.

Following: "ORGANIZATION"

Insert: "in Montana"

13. Page 2, line 16.

Following: "ORGANIZATION"

Insert: "in Montana"

14. Page 2, line 17.

Following: "INDUSTRY"

Insert: "in Montana"

15. Page 3, line 5.

Following: "improvement"

Strike: "AND PUBLIC ACCESS"

16. Page 3, line 14.

Following: "improvement"

Strike: "PUBLIC ACCESS"

17. Page 3, line 15.

Strike: "9"

Insert: "8"

18. Page 3, line 30.

Strike: "9"

Insert: "8"

19. Page 4, line 1.

Strike: "9"

Insert: "8"

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20. Page 4, line 8.

Following: "IMPROVEMENT"

Strike: "AND PUBLIC ACCESS"

21. Page 5, line 1.

Strike: "9"

Insert: "8"

22. Page 5, line 18.

Following: "and"

Insert: "and"

23. Page 5, line 19 through line 21.

Strike: "; AND" on line 19 through "[SECTION 8]" on line 21

24. Page 5, line 23 through page 6, line 17.

Strike: section 8 in its entirety

Renumber: subsequent sections

25. Page 6, line 22.

Strike: "9"

Insert: "8"

26. Page 6, line 23.

Strike: "9"

Insert: "8"

For the Senate:

Hinkle, Chair

Phillips

Welborn

For the House:

Redfield, Vice Chair

Court

Flynn

MOTIONS

Representative Ehli moved to re-refer **SB 199** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 233** to the Appropriations Committee. Without objection, so ordered.

Representative Ehli moved to re-refer **SB 309** to the Appropriations Committee.

Representative Windy Boy objected to the motion.

The House stood Ease.

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Representative Windy Boy withdrew his objection.

Representative Ehli moved the Speaker be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on Senate Amendments to **HB 562**.

Motion carried. Speaker Knudsen appointed:

4/21/2017

Representative Court
Representative C. Knudsen
Representative Usher

Representative Kipp III rose for a **Point of Personal Privilege** and apologized to the body for his comments during discussion of **HB 280**.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 8:00 a.m., Saturday, April 22, 2017.
Motion carried.

House adjourned at 4:20 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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65TH LEGISLATURE
EIGHTY-THIRD LEGISLATIVE DAY**

Helena, Montana
April 22, 2017

House Chambers
State Capitol

House convened at 8:00 a.m. Mr. Speaker presiding. Invocation by Representative. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS (Ricci, Chair):

4/22/2017

Correctly printed: **HJR 39, HJR 43, SB 26, SB 123, SB 138, SB 153, SB 159, SB 167, SB 173, SB 183, SB 193, SB 196, SB 198, SB 218, SB 235, SB 276, SB 309, SB 324, SB 336, SB 337, SB 339, SB 340, SB 341, SB 342, SB 372, SJR 6, SJR 11, SJR 16, SJR 19, SJR 23, SJR 24, SJR 25, SJR 28, SJR 29.**

Examined by the sponsor and found to be correct: **HB 70, HB 141, HB 219, HB 245, HB 383, HB 458, HB 550, HB 661.**

Delivered to the Governor for approval at 8:50 a.m., April 22, 2017: **HB 405.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

4/21/2017

SB 199, be concurred in. Report adopted.

SB 233, be concurred in. Report adopted.

SB 309, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

Conference Committee Report No.1 adopted:

4/21/2017

SB 333, introduced by Caferro

Free Conference Committee Report No.1 adopted:

4/21/2017

HB 462, introduced by Garner

SB 248, introduced by Blasdel

The Senate rejected the Conference Committee Report on Senate Amendments:

HB 123, introduced by Curtis

4/21/2017

House joint resolution not concurred in and returned to the House:

4/21/2017

HJR 29, introduced by Kelker

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House amendments to Senate bills concurred in: 4/21/2017

SB 57, introduced by Blasdel
SB 362, introduced by Buttrey

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

4/21/2017
HB 134, introduced by Essmann

House joint resolutions concurred in and returned to the House: 4/21/2017

HJR 18, introduced by A. Hertz
HJR 22, introduced by Essmann
HJR 25, introduced by A. Hertz

MESSAGES FROM THE GOVERNOR

April 21, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Friday, April 21, 2017, I delivered the following bill to the Secretary of State's Office without my signature:

HB 251 - K. Wagoner

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following Senate joint resolutions were read first time, and referred to committees:

SJR 31, introduced by M. McNally, referred to Energy, Technology, and Federal Relations.
SJR 32, introduced by A. Olszewski (by request of The Senate Public Health, Welfare, and Safety Standing Committee), referred to Human Services.

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 110 passed as follows:

Yeas: Abbott, Bachmeier, Bartel, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Webber, Welch, White, Windy Boy, Woods.

Total 70

Nays: Anderson, Ballance, Beard, Berglee, Brodehl, Burnett, Ehli, Flynn, Galloway, Galt, Gunderson, Harris, A Hertz, G Hertz, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Redfield, Rosendale, Skees, Staffanson, Tschida, Vinton, Wagoner, Webb, Zolnikov, Mr. Speaker.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 131 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 97

Nays: Hopkins, Mortensen, Zolnikov.

Total 3

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 261 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Burnett, Galloway, Mortensen, Rosendale, Tschida, White.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 473 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 57

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 43

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 618 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Karjala, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: Beard, B. Brown, Z. Brown, Burnett, Galloway, Hamilton, Jacobson, Keane, Lynch, Mandeville, Regier, White.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 638 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 87

Nays: Beard, B. Brown, Burnett, Galloway, Glimm, C Knudsen, Lenz, Manzella, Noland, Regier, Skees, Tschida, White.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

HB 648 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 97

Nays: Galloway, White, Zolnikov.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 652 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Windy Boy, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, White, Woods, Zolnikov.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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HJR 6 passed as follows:

Yeas: Abbott, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, B. Brown, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 75

Nays: Anderson, Berglee, Brodehl, Burnett, Cook, Cuffe, Doane, Fitzgerald, Flynn, Galloway, Galt, Glimm, G Hertz, C Knudsen, Mandeville, Mortensen, Noland, Redfield, Regier, Rosendale, Shaw, Tschida, Usher, White, Mr. Speaker.

Total 25

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 39 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, White, Windy Boy, Woods, Zolnikov.

Total 55

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Mr. Speaker.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 26 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 84

Nays: Beard, Brodehl, Burnett, Galloway, Glimm, A Hertz, Lavin, Lenz, Mandeville, Manzella, Noland, O'Hara, Rosendale, Skees, Tschida, Webb.
Total 16

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 94 concurred in as follows:

Yeas: Anderson, Beard, Berglee, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, G Hertz, Holmlund, Hopkins, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.
Total 58

Nays: Abbott, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Funk, Hamilton, Hayman, A Hertz, Hill-Smith, Jacobson, Karjala, Kelker, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Peppers, Pierson, Price, Ryan, Schreiner, Skees, Smith, Swanson, Webber, Windy Boy, Woods, Zolnikov.
Total 42

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 111 concurred in as follows:

Yeas: Abbott, Ballance, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Noland, Peppers, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Woods, Mr. Speaker.

Total 67

Nays: Anderson, Bachmeier, Bartel, Brodehl, Burnett, Doane, Dudik, Essmann, Fitzgerald, Funk, Galloway, Galt, Harris, A Hertz, G Hertz, Hopkins, Kipp III, Lavin, Lynch, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Pierson, Staffanson, Stewart-Per, Wagoner, Webber, Welch, White, Windy Boy, Zolnikov.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 123 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 89

Nays: Beard, Berglee, Brodehl, Doane, Galloway, Garner, Glimm, Harris, Noland, Regier, Staffanson.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 138 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 153 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Beard, Brodehl, Cook, Kipp III, C Knudsen, Lenz, Manzella, Stewart-Per, Tschida, White.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 159 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: Beard.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 167 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 173 concurred in as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Flynn, Funk, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webb, Webber, Welch, Windy Boy, Woods.
Total 57

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Essmann, Galloway, Galt, Garner, Glimm, Harris, A Hertz, G Hertz, Hopkins, Kipp III, Knokey, C Knudsen, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, White, Zolnikov, Mr. Speaker.
Total 43

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 183 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 193 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 79

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Flynn, Funk, Galloway, Glimm, Kipp III, C Knudsen, Manzella, Mortensen, Noland, Regier, Rosendale, Tschida, Zolnikov.
Total 21

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 196 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.
Total 94

Nays: Beard, Galloway, Galt, C Knudsen, Mortensen, Zolnikov.
Total 6

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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SB 198 failed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hill-Smith, Jacobson, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Trebas, Usher, Welch, Windy Boy, Woods.

Total 50

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cuffe, Curtis, Doane, Essmann, Flynn, Funk, Galloway, Galt, Glimm, Gunderson, Hayman, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Karjala, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Rosendale, Skees, Staffanson, Swanson, Tschida, Vinton, Wagoner, Webb, Webber, White, Zolnikov, Mr. Speaker.

Total 50

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 218 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 90

Nays: Curtis, Fitzgerald, Flynn, Funk, Morigeau, Olsen, Peppers, Perry, Webber, Woods.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 235 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 67

Nays: Abbott, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 276 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods, Zolnikov.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 324 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Mr. Speaker.

Total 57

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods, Zolnikov.

Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 336 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: Regier, Rosendale, Windy Boy.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 337 concurred in as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, C Knudsen, Lavin, Lenz, Loge, Mandeville, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 57

Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Knokey, Lynch, Manzella, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 339 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 97

Nays: B. Brown, Mortensen, Redfield.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 340 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 62

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 341 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 97

Nays: Dudik, Olsen, Woods.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 342 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 372 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 92

Nays: Bennett, Court, Dunwell, Mandeville, Olsen, Ryan, Vinton, Zolnikov.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 374 concurred in as follows:

Yeas: Abbott, Anderson, Bartel, Beard, Bennett, Bishop, Brodehl, Z. Brown, Court, Curdy, Custer, Doane, Dudik, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Knokey, Lavin, Mandeville, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 74

Nays: Bachmeier, Ballance, Berglee, B. Brown, Burnett, Cook, Cuffe, Curtis, Dunwell, Ehli, Galt, Hamilton, G Hertz, Jones, Kipp III, C Knudsen, Lenz, Loge, Lynch, Manzella, Morigeau, Olsen, Pierson, Stewart-Per, Zolnikov, Mr. Speaker.

Total 26

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 6 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, McKamey, Mortensen, Noland, O'Hara, Patelis, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Gunderson, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, Manzella, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SJR 11 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 16 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Burnett, Galloway.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SJR 19 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 92

Nays: B. Brown, Harris, C Knudsen, Manzella, Rosendale, Shaw, White, Mr. Speaker.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 28 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Burnett, Curtis, Kipp III, Smith, Staffanson.

Total 5

Excused: None.

Total 0

Absent or not voting: Olsen.

Total 1

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SJR 29 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 98

Nays: Burnett, Curtis.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Skees in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SJR 3 - Representative Ehli moved consideration of **SJR 3** be placed at the bottom of the second reading board. Motion carried.

HJR 33 - Representative Bennett moved **HJR 33** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Webber, Welch, Windy Boy, Woods, Zolnikov.
Total 58

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Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Vinton, Wagoner, Webb, White, Mr. Speaker.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 41 - Representative Kelker moved **HJR 41** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 78

Nays: Bartel, Beard, Brodehl, Burnett, Cuffe, Ehli, Galt, Glimm, Gunderson, G Hertz, Hopkins, C Knudsen, Lavin, Lenz, Noland, Redfield, Rosendale, Skees, Tschida, Wagoner, White, Mr. Speaker.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 42 - Representative McConnell moved **HJR 42** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 62

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Nays: Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Glimm, Gunderson, A Hertz, G Hertz, Holmlund, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Noland, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, White, Mr. Speaker.

Total 37

Excused: None.

Total 0

Absent or not voting: Ballance.

Total 1

SB 168 - Representative Bishop moved **SB 168** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 64

Nays: Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Hopkins, Jones, Knokey, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, Patelis, Redfield, Regier, Ricci, Rosendale, Staffanson, Tschida, Usher, Vinton, Wagoner, White, Mr. Speaker.

Total 36

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 310 - Representative Kipp moved **SB 310** be concurred in.

SB 310 - Representative Usher moved for cloture. Motion carried as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Funk, Galloway, Galt, Garner, Glimm, Greef, Gunderson, Hamilton, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Karjala, Keane, Kipp III, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner,

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Webb, Welch, Woods, Zolnikov.

Total 66

Nays: Abbott, Bachmeier, Bartel, Bennett, Court, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Hamlett, Hayman, Jacobson, Kelker, C Knudsen, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Schreiner, Smith, Swanson, Webber, Windy Boy.

Total 29

Excused: None.

Total 0

Absent or not voting: Flynn, Grubbs, Pierson, White, Mr. Speaker.

Total 5

SB 310 - Be concurred in Motion for **SB 310** carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 52

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 5 - Representative A. Hertz moved **SJR 5** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Beard, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kipp III, Knokey, Lavin, Lenz, Loge, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webber, Welch, Windy Boy, Zolnikov.

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Total 69

Nays: Abbott, Bartel, Berglee, Brodehl, Burnett, Cuffe, Eck, Fitzgerald, Funk, Galloway, Galt, Glimm, Harris, Keane, Kelker, C Knudsen, Lynch, Mandeville, Manzella, McCarthy, Mortensen, Noland, Patelis, Redfield, Regier, Schreiner, Staffanson, Webb, White, Woods, Mr. Speaker.
Total 31

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJR 9 - Representative B. Brown moved **SJR 9** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods.
Total 72

Nays: Beard, Brodehl, Burnett, Cuffe, Fitzgerald, Galt, Glimm, Harris, A Hertz, G Hertz, Hopkins, Jones, C Knudsen, Mandeville, Mortensen, Noland, Redfield, Skees, Staffanson, Tschida, Usher, Webb, White, Zolnikov, Mr. Speaker.
Total 25

Excused: None.
Total 0

Absent or not voting: Bartel, Kelker, Wagoner.
Total 3

SJR 20 - Representative Windy Boy moved **SJR 20** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 69

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Nays: Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Cuffe, Ehli, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Mandeville, Manzella, Noland, O'Hara, Redfield, Regier, Ricci, Sales, Skees, Tschida, Usher, Wagoner.
Total 31

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJR 21 - Representative Hayman moved **SJR 21** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kipp III, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov.
Total 78

Nays: Bartel, Brodehl, Burnett, Flynn, Galloway, Galt, Glimm, Harris, G Hertz, Jones, Knokey, C Knudsen, Lavin, McKamey, Regier, Rosendale, Skees, Staffanson, Tschida, Mr. Speaker.
Total 20

Excused: None.
Total 0

Absent or not voting: Kelker, Ryan.
Total 2

SJR 27 - Representative Ricci moved **SJR 27** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 93

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Nays: Brodehl, Cuffe, Galt, Glimm, Hopkins, C Knudsen, Mandeville.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 3 - Representative Doane moved **SJR 3** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Lenz, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 82

Nays: Bartel, Brodehl, Burnett, Cuffe, Flynn, Galt, Glimm, Gunderson, Holmlund, Knokey, C Knudsen, Loge, Manzella, Redfield, Regier, Tschida, Usher.

Total 17

Excused: None.

Total 0

Absent or not voting: Harris.

Total 1

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Skees moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 93

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Nays: Bartel, Skees, White.

Total 3

Excused: None.

Total 0

Absent or not voting: Flynn, O'Hara, Vinton, Mr. Speaker.

Total 4

MOTIONS

Representative Ehli moved to suspend the rules and accept the late transmittal of **HB 134**.

Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 55

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Staffanson, Swanson, Webber, Windy Boy, Woods.

Total 43

Excused: None.

Total 0

Absent or not voting: Harris, Manzella.

Total 2

Representative Ehli moved that the Speaker be authorized to appoint a Free Conference Committee to meet with a like committee from the Senate to confer on Senate Amendments to **HB 639**. Without objection, so ordered. Speaker Knudsen appointed:

Representative Ballance

Representative Cook

Representative Ryan

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Representative Usher moved to reconsider action on **SB 250** and that **SB 250** be placed on third reading on the 84th legislative day.

Motion **passed** as follows:

Yeas: Anderson, Bachmeier, Ballance, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Galloway, Galt, Garner, Greef, Grubbs, Gunderson, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Karjala, Kelker, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, O'Hara, Patelis, Redfield, Regier, Ricci, Sales, Shaw, Staffanson, Trebas, Usher, Wagoner, Webb, Welch, Windy Boy, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bartel, Beard, Bennett, Berglee, Bishop, Court, Curdy, Curtis, Eck, Fleming, Flynn, Funk, Glimm, Hamilton, A Hertz, Jacobson, Keane, Kipp III, C Knudsen, Mandeville, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Schreiner, Skees, Smith, Stewart-Per, Swanson, Tschida, Vinton, Webber, White, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Z. Brown moved to reconsider action on **SB 198** and that **SB 198** be placed on third reading on the 84th legislative day.

Motion **passed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Welch, Windy Boy, Woods.

Total 57

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Curtis, Doane, Essmann, Funk, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, Patelis, Redfield, Regier, Rosendale, Staffanson, Tschida, Vinton, Webb, Webber, White, Zolnikov.

Total 41

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Excused: None.

Total 0

Absent or not voting: Flynn, Mr. Speaker.

Total 2

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 1:00 p.m., Monday, April 24, 2017.
Motion carried.

House adjourned at 9:44 a.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
EIGHTY-FOURTH LEGISLATIVE DAY**

Helena, Montana
April 24, 2017

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Beard. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

COMMUNICATIONS AND PETITIONS

Mr. Speaker:

We, your committee on Legislative Administration, having examined the daily journals for the forty-first, forty-second, forty-third, forty-fourth, forty-fifth, forty-sixth, forty-seventh, forty-eighth, forty-ninth, fiftieth, fifty-first, fifty-second, fifty-third, fifty-fourth, fifty-fifth, fifty-sixth, fifty-seventh, fifty-eighth, fifty-ninth, sixtieth, and sixty-first legislative days, find the same to be correct.

Representative Ricci, Chair

LEGISLATIVE ADMINISTRATION (Ricci, Chair):

4/24/2017

MR. SPEAKER:

We, your committee on Legislative Administration recommend that employment of the following pages of the House be ceased as of 12:00 a.m., Saturday, April 22, 2017:

Alida Royal, Helena
Tova Littlewolf, Lame Deer
Starisa Three Fingers, Lame Deer
Jessica Wilson, Eureka
Hannah Pate, Great Falls
Elizabeth Simkins, Helena
Jason Sure Chief, Browning

and recommend that the following pages of the House be employed as of 8:00 a.m., Monday, April 24, 2017:

Alida Royal, Helena
Rianne Downing, Helena
Elizabeth Simkins, Helena

Report Adopted.

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BILLS (Ricci, Chair):

4/24/2017

Correctly printed: **HJR 33, HJR 41, HJR 42, SB 168, SB 199, SB 233, SB 309, SB 310, SJR 3, SJR 5, SJR 9, SJR 20, SJR 21, SJR 27.**

Examined by the sponsor and found to be correct: **HB 61, HB 94, HB 487, HB 507, HB 565, HB 583, HB 589, HB 600, HB 642.**

Transmitted to the Senate: **HJR 41, HJR 42, SB 168, SB 198, SB 199, SB 233, SB 309, SB 310, SJR 3, SJR 5, SJR 9, SJR 20, SJR 21, SJR 27.**

Signed by the Speaker at 5:00 p.m., April 24, 2017: **HB 148.**

Signed by the Speaker at 2:45 p.m., April 24, 2017: **HB 118.**

Signed by the Chief Clerk of the House at 3:46 p.m., April 24, 2017: **HB 118.**

Signed by the President at 4:52 p.m., April 24, 2017: **HB 118.**

Signed by the Speaker at 10:25 a.m., April 24, 2017: **HB 303.**

Signed by the Chief Clerk of the House at 10:30 a.m., April 24, 2017: **HB 303.**

Signed by the President at 11:03 a.m., April 24, 2017: **HB 303.**

Signed by the President at 11:52 a.m., April 24, 2017: **HB 415, HB 564.**

Delivered to the Governor for approval at 11:01 a.m., April 24, 2017: **HB 393.**

Delivered to the Governor for approval at 11:37 a.m., April 24, 2017: **HB 303.**

Delivered to the Governor for approval at 4:54 p.m., April 24, 2017: **HB 185, HB 415, HB 564.**

Delivered to the Governor for approval at 5:07 p.m., April 24, 2017: **HB 118.**

REPORTS OF STANDING COMMITTEES

HUMAN SERVICES (Wagoner, Chair):

4/24/2017

SJR 32, be concurred in. Report adopted.

TAXATION (Essmann, Chair):

4/24/2017

SB 132, be concurred in. Report adopted.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE

on **Senate Bill 366**

Report No. 002, April 24, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 366** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 366** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 7.

Following: "AUTHORITY;"

Insert: "PROVIDING FOR APPROPRIATIONS; AUTHORIZING THE DEPARTMENT OF JUSTICE

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TO ENTER INTO A LOAN FOR IMPLEMENTATION OF THE REAL ID ACT; PROVIDING
FOR CONTINGENT VOIDNESS;"

Strike: "SECTION"

Insert: "SECTIONS 17-5-2001 AND"

2. Page 2.

Following: line 8

Insert: "Section 2. Section 17-5-2001, MCA, is amended to read:

"17-5-2001. Loans to state agencies. (1) An agency responsible for the procurement and provision of vehicles, automated systems, and equipment using an enterprise fund or an internal service fund, as described in 17-2-102, is authorized to enter into contracts, loan agreements, or other forms of indebtedness payable over a term not to exceed 7 years for the purpose of financing the cost of the vehicles and equipment and to pledge to the repayment of the indebtedness the revenue of the enterprise fund or internal service fund if:

(a) the term of the indebtedness does not exceed the useful life of the items being financed; and

(b) at the time that the indebtedness is incurred, the projected revenue of the fund, based on the fees and charges approved by the legislature and other available fund revenue, will be sufficient to repay the indebtedness over the proposed term and to maintain the operation of the enterprise.

(2) (a) The department of justice is authorized to enter into contracts, loan agreements, or other forms of indebtedness with the board of investments for an amount not to exceed \$28.5 million, payable over a term not to exceed 15 years, for financing the cost of an information technology system for the production and maintenance of motor vehicle title and registration records and driver's license records.

(b) For purposes of the financing of the motor vehicle information technology system, loans are payable from the money in the motor vehicle information technology system account as provided in 61-3-550. The term of the indebtedness may not exceed the useful life of the items being financed. At the time that the loan is made, the projected revenue of the motor vehicle information technology system account, based upon the fees approved by the legislature, must be sufficient to repay the indebtedness over the proposed term.

(3) The department of justice is authorized to enter into contracts, loan agreements, or other forms of indebtedness with the board of investments for an amount not to exceed \$4.6 million, payable over a term not to exceed 10 years, for financing the cost of an information technology system, and other associated costs, for the implementation of the REAL ID Act of 2005. Loans are payable from the money from the state special revenue fund provided for in [section 1(4)(b)]."

Renumber: subsequent sections

3. Page 2.

Following: line 20

Insert: "NEW SECTION. Section 4. Appropriations. (1) For the biennium beginning July 1, 2017, there is appropriated \$75,000 from the state special revenue fund referenced in [section 1(4)(b)] to the motor vehicle division of the department of justice for providing information to the public about [this act]. (2) For the biennium beginning July 1, 2017, there is appropriated

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\$800,000 from the state special revenue fund referenced in [section 1(4)(b)] to the motor vehicle division of the department of justice for reprogramming information technology systems and modifying systems to implement [this act].

(3) For the fiscal year beginning July 1, 2017, there is appropriated \$1.852 million from the state special revenue fund referenced in [section 1(4)(b)] to the motor vehicle division of the department of justice for operating expenses related to the implementation of [this act].

(4) For the fiscal year beginning July 1, 2018, there is appropriated \$1.852 million from the state special revenue fund referenced in [section 1(4)(b)] to the motor vehicle division of the department of justice for operating expenses related to the implementation of [this act]."

Insert: "NEW SECTION. Section 5. Legislative intent. It is the intent of the legislature that the department of justice use modified full-time equivalent positions to implement [this act]."

Renumber: subsequent sections

4. Page 2.

Following: line 23

Insert: "NEW SECTION. Section 7. Contingent voidness. If before January 1, 2018, the state of Montana receives an extension from compliance with the Real ID Act of 2005, Public Law 109-13, from the department of homeland security, the appropriation in [section 4(3)] is void."

Renumber: subsequent sections

5. Page 3, line 3.

Strike: "JULY"

Insert: "January"

For the Senate:

D. Brown, Chair
Cohenour
Osmundson

For the House:

Glimm, Vice Chair
Brodehl
Court

MESSAGES FROM THE SENATE

HB 639 - The Senate acceded to the request of the House and authorized the President to appoint the following **Free** Conference Committee to meet with a like committee from the House to confer on **HB 639**:

4/24/2017

Senator L. Jones
Senator Moore
Senator Sesso

HB 562 - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 562**:

4/24/2017

Senator Buttrey

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Senator Vance
Senator Whitford

SB 368 - The Senate failed to concur in the House amendments to **SB 368**, and by motion, the President was authorized to appoint a Conference Committee and requests the House to appoint a like committee to confer on House amendments to **SB 368**:

4/24/2017

Senator Richmond
Senator Sesso
Senator Thomas

SB 359 - The Senate failed to concur in the House amendments to **SB 359**, and by motion, the President was authorized to appoint the following **Free** Conference Committee and requests the House to appoint a like committee to confer on House amendments to **SB 359**:

4/24/2017

Senator Blasdel
Senator Malek
Senator R. Webb

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Curdy in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 133 - Conference Committee - Representative McConnell moved the Conference Committee Report to **HB 133** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 96

Nays: Cuffe, Gunderson, Mandeville, Manzella.

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Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 198 - Governor's Amendments - Representative Wagoner moved Governor's Amendments to **HB 198** be **not** concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 57

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 334 - Governor's Amendments - Representative Knokey moved Governor's Amendments to **HB 334** be **not** concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner,

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Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 358 - Governor's Amendments - Representative Noland moved Governor's Amendments to **HB 358** be **not** concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 360 - Governor's Amendments - Representative Hamlett moved Governor's Amendments to **HB 360** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

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Nays: Bartel, Brodehl, B. Brown, Burnett, Galloway, Glimm, Gunderson, C Knudsen,
Mandeville, Regier, Rosendale, Vinton.
Total 12

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 387 - Free Conference Committee Report - Representative Wagoner moved the Free Conference Committee Report to **HB 387** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: C Knudsen.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 434 - Conference Committee Report - Representative Flynn moved the Conference Committee Report to **HB 434** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson,

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Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 99

Nays: C Knudsen.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 462 - Free Conference Committee Report - Representative Garner moved the Free Conference Committee Report to **HB 462** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 81

Nays: Bennett, Z. Brown, Burnett, Cuffe, Doane, Flynn, Galloway, Harris, Hayman, Kipp III, C Knudsen, Manzella, Mortensen, Noland, Regier, Rosendale, Stewart-Per, Tschida, Usher.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 494 - Governor's Amendments - Representative Berglee moved Governor's Amendments to **HB 494** be **not** concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

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Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 155 - Governor's Amendments - Representative Redfield moved Governor's Amendments to **SB 155** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 92

Nays: Bennett, Funk, Galloway, Mandeville, Olsen, Peppers, Staffanson, Zolnikov.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 43 - Representative White moved **HJR 43** do pass. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, B. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Garner, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

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Total 53

Nays: Abbott, Bachmeier, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Galt, Glimm, Greef, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Schreiner, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.

Total 47

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 333 - Conference Committee Report - Representative A. Hertz moved the Conference Committee Report to **SB 333** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, McConnell, McKamey, Morigeau, Noland, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 81

Nays: Bartel, B. Brown, Curtis, Doane, Gunderson, Harris, G Hertz, Karjala, Lynch, Mandeville, Manzella, McCarthy, Mortensen, O'Hara, Olsen, Ricci, Rosendale, Wagoner, Webb.

Total 19

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 23 - Representative A. Hertz moved **SJR 23** be concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, B. Brown, Burnett, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

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Total 54

Nays: Abbott, Bachmeier, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Gunderson, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Staffanson, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 24 - Representative W. Sales moved **SJR 24** be concurred in. Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Usher, Webber, Windy Boy, Woods, Mr. Speaker.

Total 50

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Tschida, Vinton, Wagoner, Webb, Welch, White, Zolnikov.

Total 50

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 248 - Free Conference Committee Report - Representative White moved the Free Conference Committee Report to **SB 248** be adopted. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton,

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Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 60

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Hamilton, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Kelker, Kipp III, McCarthy, McConnell, Morigeau, Olsen, Peppers, Price, Redfield, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Curdy moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 96

Nays: Bennett, Olsen, Wagoner, Zolnikov.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to **House Bill 562**
Report No. 001, April 24, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 562** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 562** (reference copy -- salmon) be amended as follows:

1. Page 1, line 28.

Following: "HOURS"

Insert: "to be performed within the county or municipality in which the person resides"

2. Page 2, line 22.

Following: "HOURS"

Insert: "to be performed within the county or municipality in which the person resides"

3. Page 4, line 13.

Following: "HOURS"

Insert: "to be performed in the county or municipality in which the person resides"

For the Senate:

Vance, Chair
Buttrey
Whitford

For the House:

Usher, Vice Chair
C. Knudsen

FREE CONFERENCE COMMITTEE
on **Senate Bill 363**
Report No. 001, April 21, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 363** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 363** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 13.

Following: "~~69-3-308,~~"

Insert: "69-3-308,"

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2. Title, page 1, line 14.

Strike: "AND"

Following: "87-2-817,"

Insert: "AND 87-2-903,"

3. Page 3.

Following: line 10

Insert: "(7) For the purposes of this section, the public service commission shall determine the appropriate recovery of this fee in rates in a proceeding held pursuant to 69-3-302 for any hydroelectric facility approved pursuant to 69-8-421."

Renumber: subsequent subsections

4. Page 12.

Following: line 24

Insert: "**Section 5.** Section 69-3-308, MCA, is amended to read:

"69-3-308. Disclosure of taxes and fees paid by customers of public utility -- automatic rate adjustment and tracking for taxes and fees. (1) A public utility may separately disclose in a customer's bill the amount of state and local taxes and fees assessed against the public utility that the customer is paying.

(2) (a) (i) ~~The~~ Except as provided in [section 2], the commission shall allow a public utility to file rate schedules containing provisions for the automatic adjustment and tracking of Montana state and local taxes and fees, except state income tax, paid by the public utility. The resulting rate schedule changes must include:

(A) adjustments for the net change in federal and state income tax liability caused by the deductibility of state and local taxes and fees;

(B) retroactive tax adjustments; and

(C) adjustments related to the resolution of property taxes paid under protest.

(ii) The rate schedules must include provisions for annual rate adjustments, including both tax increases and decreases.

(b) The amended rates must automatically go into effect on January 1 following the date of change in taxes paid on an interim basis, subject to any adjustments determined in subsection (2)(c).

(c) The amended rate schedule must be filed with the commission on or before the effective date of the change in taxes paid, and if the commission determines that the revised rate schedule is in error, the commission may, within 45 days of receipt of the revised rate schedule, ask for comment and order the public utility to address any errors or omissions including, if necessary, any refunds due customers.

(d) Failure of the commission to issue an order pursuant to subsection (2)(c) is considered approval on the part of the commission.

(e) A public utility may challenge an order issued by the commission under subsection (2)(c) in accordance with the provisions of 69-3-401 through 69-3-405."

Renumber: subsequent sections

5. Page 14, line 25.

Following: "(8)"

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Insert: "(a)"

6. Page 14.

Following: line 26

Insert: "(b) The department of fish, wildlife, and parks shall report to the legislative finance committee at least biannually on expenditures made in the implementation of this part."

7. Page 20.

Following: line 8

Insert: "**Section 17.** Section 87-2-903, MCA, is amended to read:

"87-2-903. (Temporary) Compensation, fees, and duties of agents -- penalty for late submission of license money. (1) License agents, except salaried employees of the department, must receive for all services rendered a commission of 50 cents for each transaction, plus any additional amount as determined under subsection (9) and by rules adopted pursuant to subsection (10).

(2) A license agent may charge a convenience fee of up to 3% of the total amount of a transaction if a purchase is made with a credit card or a debit card. A financial institution or credit card company may not prohibit collection of the convenience fee provided for in this subsection.

(3) Each license agent shall submit to the department the money received from the sale of licenses and aquatic invasive species prevention passes and from donations received pursuant to 87-1-293, less the appropriate commission and convenience fee.

(4) Each license agent shall submit to the department copies of each paper license sold.

(5) The department may charge license agents appointed after March 1, 1998, an electronic license system fee not to exceed actual costs.

(6) The department may designate classes of license agents and may establish a protocol for each class of agent. Each license agent shall keep the license account open at all reasonable hours to inspection by the department, the director, the wardens, or the legislative auditor.

(7) For purposes of this section, the term "transaction" includes the sale of any license or permit, collection of any data or fee, or issuance of any certificate prescribed by the department. The term does not include donations collected pursuant to 87-1-293 or the sale of aquatic invasive species prevention passes pursuant to [section 1].

(8) If a license agent fails to submit to the department all money received from the declared sale of licenses and aquatic invasive species prevention passes and from donations received pursuant to 87-1-293, less the appropriate commission and convenience fee, by the deadline established by the department, an interest charge equal to the rate charged under 15-1-216 may be assessed. Acceptance of late payments with interest does not preclude the department from summarily revoking the appointment of a license agent under 87-2-904.

(9) A license agent, except for an electronic service provider, must receive a commission of 50 cents for each ticket the agent processes for a hunting license lottery held pursuant to 87-1-271.

(10) The department may adopt rules necessary to implement this section. (Terminates June 30, 2019--sec. 7, Ch. 83, L. 2013.)

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87-2-903. (Effective July 1, 2019) Compensation, fees, and duties of agents -- penalty for late submission of license money. (1) License agents, except salaried employees of the department, must receive for all services rendered a commission of 50 cents for each transaction, plus any additional amount as determined under subsection (9) and by rules adopted pursuant to subsection (10).

(2) A license agent may charge a convenience fee of up to 3% of the total amount of a transaction if a purchase is made with a credit card or a debit card. A financial institution or credit card company may not prohibit collection of the convenience fee provided for in this subsection.

(3) Each license agent shall submit to the department the money received from the sale of licenses and aquatic invasive species prevention passes, less the appropriate commission and convenience fee.

(4) Each license agent shall submit to the department copies of each paper license sold.

(5) The department may charge license agents appointed after March 1, 1998, an electronic license system fee not to exceed actual costs.

(6) The department may designate classes of license agents and may establish a protocol for each class of agent. Each license agent shall keep the license account open at all reasonable hours to inspection by the department, the director, the wardens, or the legislative auditor.

(7) For purposes of this section, the term "transaction" includes the sale of any license or permit, collection of any data or fee, or issuance of any certificate prescribed by the department. The term does not include the sale of aquatic invasive species prevention passes pursuant to [section 1].

(8) If a license agent fails to submit to the department all money received from the declared sale of licenses and aquatic invasive species prevention passes, less the appropriate commission and convenience fee, by the deadline established by the department, an interest charge equal to the rate charged under 15-1-216 may be assessed. Acceptance of late payments with interest does not preclude the department from summarily revoking the appointment of a license agent under 87-2-904.

(9) A license agent, except for an electronic service provider, must receive a commission of 50 cents for each ticket the agent processes for a hunting license lottery held pursuant to 87-1-271.

(10) The department may adopt rules necessary to implement this section."

Renumber: subsequent sections

8. Page 21, line 13.

Strike: "6"

Insert: "7"

9. Page 21, line 19.

Strike: "5, 12, 13, 14, AND 15"

Insert: "6, 13, 14, 15, 16, and 17"

10. Page 21, line 21.

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Strike: "6(6)"

Insert: "7(6)"

11. Page 21, line 22.

Strike: "5"

Insert: "6"

For the Senate:

Vincent, Chair
Olszewski
Phillips

For the House:

Cuffe, Vice Chair
Z. Brown
Noland

MESSAGES FROM THE SENATE

SB 374 - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **SB 374**:

4/24/2017

Senator Ankney, Chair
Senator Connell
Senator Wolken

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HJR 33 passed as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Stewart-Per, Swanson, Trebas, Usher, Webber, Welch, Windy Boy, Woods, Zolnikov.
Total 53

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Rosendale, Skees, Smith, Staffanson, Tschida, Vinton, Wagoner, Webb, White, Mr. Speaker.
Total 47

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HJR 41 passed as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 70

Nays: Anderson, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Ehli, Flynn, Galt, Glimm, Gunderson, A Hertz, G Hertz, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Noland, Redfield, Regier, Rosendale, Skees, Trebas, Tschida, Vinton, White, Mr. Speaker.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 42 passed as follows:

Yeas: Abbott, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 59

Nays: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Glimm, Gunderson, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, White, Mr. Speaker.

Total 41

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

SB 168 concurred in as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 57

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.

Total 43

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 198 concurred in as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Keane, Kelker, Kipp III, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Wagoner, Webber, Welch, Windy Boy.

Total 53

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Curtis, Doane, Essmann, Flynn, Funk, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Karjala, Knokey, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Webb, White, Woods, Zolnikov, Mr. Speaker.

Total 47

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 199 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 78

Nays: Ballance, Beard, Brodehl, B. Brown, Burnett, Doane, Galloway, Glimm, Gunderson, Hopkins, Jones, C Knudsen, Manzella, Mortensen, Noland, Redfield, Regier, Rosendale, Skees, Tschida, White, Zolnikov.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 233 concurred in as follows:

Yeas: Bachmeier, Ballance, Bartel, Beard, Berglee, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dunwell, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Morigeau, Noland, O'Hara, Patelis, Perry, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Windy Boy, Zolnikov, Mr. Speaker.

Total 64

Nays: Abbott, Anderson, Bennett, Bishop, Brodehl, Z. Brown, Court, Curdy, Curtis, Dudik, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hayman, Karjala, Kelker, Kipp III, C Knudsen, McConnell, Mortensen, Olsen, Peppers, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, White, Woods.

Total 36

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 250 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Doane, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Mortensen, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Staffanson, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 82

Nays: Abbott, Beard, Brodehl, B. Brown, Custer, Eck, Flynn, Galloway, A Hertz, Kipp III, C Knudsen, Mandeville, Morigeau, Noland, Olsen, Schreiner, Stewart-Per, Tschida.

Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 309 concurred in as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galt, Garner, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Shaw, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 56

Nays: Anderson, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Glimm, Greef, Grubbs, Gunderson, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Sales, Skees, Smith, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White.

Total 44

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 310 concurred in as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Stewart-Per, Swanson, Wagoner, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 53

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Peppers, Redfield, Regier, Ricci, Rosendale, Skees, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Webb, White, Mr. Speaker.

Total 47

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 3 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Bishop, Z. Brown, Cook, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 76

Nays: Bartel, Berglee, Brodehl, B. Brown, Burnett, Court, Cuffe, Flynn, Galt, Glimm, Gunderson, Holmlund, C Knudsen, Loge, Manzella, Noland, Redfield, Regier, Ricci, Rosendale, Skees, Tschida, Usher, Wagoner.

Total 24

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 5 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Garner, Greef, Grubbs, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Kelker, Kipp III, Lenz, Loge, McCarthy, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Ricci, Ryan, Sales, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Wagoner, Webber, Welch, Windy Boy, Zolnikov.

Total 61

Nays: Bartel, Brodehl, B. Brown, Burnett, Court, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Gunderson, Harris, Hayman, Keane, Knokey, C Knudsen, Lavin, Lynch, Mandeville, Manzella, McConnell, Mortensen, Noland, Pierson, Price, Redfield, Regier, Rosendale, Schreiner, Staffanson, Tschida, Usher, Vinton, Webb, White, Woods, Mr. Speaker.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 9 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods.

Total 74

Nays: Bartel, Beard, Brodehl, Burnett, Cuffe, Fitzgerald, Galt, Glimm, Harris, A Hertz, G Hertz, Hopkins, C Knudsen, Mandeville, Mortensen, Noland, Redfield, Regier, Skees, Staffanson, Tschida, Usher, Webb, White, Zolnikov, Mr. Speaker.

Total 26

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

SJR 20 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 67

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Ehli, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Mandeville, Manzella, Noland, O'Hara, Redfield, Regier, Ricci, Skees, Tschida, Usher, Wagoner, Zolnikov.

Total 33

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 21 concurred in as follows:

Yeas: Abbott, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 77

Nays: Anderson, Bartel, Brodehl, B. Brown, Burnett, Doane, Flynn, Galloway, Galt, Glimm, Harris, G Hertz, Jones, Knokey, C Knudsen, Lavin, Mortensen, Redfield, Regier, Rosendale, Skees, Staffanson, Tschida.

Total 23

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 27 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McConnell, McKamey, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 88

Nays: Bartel, Brodehl, Cuffe, Glimm, Gunderson, Hopkins, C Knudsen, Mandeville, McCarthy, Morigeau, Redfield, Woods.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Ehli moved to suspend the rules and accept the late transmittal of **HB 134**.

Motion **failed** as follows:

Yeas: Anderson, Ballance, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Windy Boy, Zolnikov, Mr. Speaker.

Total 56

Nays: Abbott, Bachmeier, Bartel, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith,

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Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, White, Woods.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Ehli moved that the Speaker be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on Governor's Amendments to **HB 198**. Motion carried. Speaker Knudsen appointed:

Representative Bartel

Representative Curtis

Representative Wagoner

Representative Ehli moved that the Speaker accede to the request of the Senate and be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 374**. Motion carried. Speaker Knudsen appointed:

Representative Bishop

Representative O'Hara

Representative Zolnikov

Representative Ehli moved that the Speaker accede to the request of the Senate and be authorized to appoint a Free Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 359**. Motion carried. Speaker Knudsen appointed:

Representative Abbott

Representative A. Hertz

Representative Lavin

Representative Ehli moved that the Speaker accede to the request of the Senate and be authorized to appoint a Conference Committee to meet with a like committee from the Senate to confer on House Amendments to **SB 368**. Motion carried. Speaker Knudsen appointed:

Representative Bennett

Representative Mandeville

Representative Manzella

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Representative Cuffe moved to suspend the rules to reconsider **HB 648**.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webb, Webber, Welch, Windy Boy, Woods.
Total 57

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, Burnett, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, O'Hara, Patelis, Price, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, White, Zolnikov, Mr. Speaker.
Total 43

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Representative Noland moved the House Sine Die.

Motion **failed** as follows:

Yeas: Beard, Berglee, B. Brown, Burnett, Galt, Gunderson, Harris, C Knudsen, Manzella, Mortensen, Noland, Regier, Ricci, Rosendale, Skees, Trebas, Tschida, Usher, White, Windy Boy.
Total 20

Nays: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Vinton, Wagoner, Webb, Webber, Welch, Woods, Zolnikov, Mr. Speaker.
Total 80

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

ENERGY, TECHNOLOGY, AND FEDERAL RELATIONS (Zolnikov, Chair): 4/24/2017
SJR 31, be concurred in. Report adopted.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Curdy in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 209 - Governor's Amendments - Representative Usher moved Governor's Amendments to **HB 209** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 91

Nays: Berglee, Flynn, Galloway, Harris, Mandeville, Redfield, Rosendale, Staffanson, Vinton.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 367 - Governor's Amendments - Representative Beard moved Governor's Amendments to **HB 367** be **not** concurred in. Motion carried as follows:

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Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Fleming, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 61

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 562 - Conference Committee Report - Representative C. Knudsen moved the Conference Committee Report to **HB 562** be adopted. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 127 - Governor's Amendments - Representative Price moved Governor's Amendments to

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SB 127 be concurred in. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 65

Nays: Anderson, Bartel, Beard, Berglee, B. Brown, Cuffe, Doane, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Patelis, Redfield, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 35

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 184 - Governor's Amendments - Representative Ricci moved Governor's Amendments to **SB 184** be **not** concurred in. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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SB 189 - Governor's Amendments - Representative Skees moved Governor's Amendments to **SB 189** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 96

Nays: A Hertz, Mandeville, Peppers, Zolnikov.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 363 - Free Conference Committee Report - Representative Cuffe moved the Free Conference Committee Report to **SB 363** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Swanson, Tschida, Usher, Wagoner, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 87

Nays: Curtis, Flynn, Hamlett, Lynch, Mandeville, Mortensen, Olsen, Redfield, Staffanson, Stewart-Per, Trebas, Vinton, Webber.

Total 13

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 366 - Free Conference Committee Report - Representative Brodehl moved the Free Conference Committee Report to **SB 366** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 84

Nays: B. Brown, Cook, Galloway, Galt, Glimm, Hamilton, Harris, Hopkins, C Knudsen, Mandeville, Noland, Regier, Rosendale, Tschida, Zolnikov.

Total 15

Excused: None.

Total 0

Absent or not voting: Knokey.

Total 1

SJR 25 - Representative Court moved **SJR 25** be concurred in. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Brodehl, Z. Brown, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 69

Nays: Anderson, Ballance, Bartel, Beard, Berglee, B. Brown, Burnett, Cook, Cuffe, Fitzgerald, Flynn, Glimm, A Hertz, G Hertz, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Noland, Redfield, Regier, Rosendale, Sales, Tschida, Vinton, White, Mr. Speaker.

Total 30

Excused: None.

Total 0

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Absent or not voting: Gunderson.

Total 1

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Curdy moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Bennett, Galt, C Knudsen, Lynch, Mortensen, Olsen, Usher.

Total 7

Excused: None.

Total 0

Absent or not voting: Harris.

Total 1

REPORTS OF SELECT COMMITTEES

**FREE CONFERENCE COMMITTEE
on Senate Bill 359**

Report No. 001, April 24, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 359** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 359** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 9.

Following: "INFRASTRUCTURE;"

Insert: "PROVIDING A REDUCED TAX RATE FOR DEDICATED COMMUNICATIONS
INFRASTRUCTURE FOR A 15-YEAR PERIOD;"

2. Page 1, line 22 through page 2, line 22.

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Strike: section 1 in its entirety

Insert: "NEW SECTION. Section 1. Class seventeen property -- description -- taxable percentage. (1) Class seventeen property includes the land, improvements, furniture, fixtures, equipment, tools that are not exempt under 15-6-219, and supplies except those included in class five under 15-6-135 of a qualified data center.

(2) (a) "Qualified data center" means the land, improvements, and personal property of a facility designed or modified to house networked computers or equipment supporting computing, networking, or data storage that is:

(i) composed of one or more buildings under single ownership on contiguous parcels of land that consist of at least 300,000 square feet, where the total cost of land, improvements, personal property, and software is at least \$150 million; and

(ii) commences construction after June 30, 2017.

(b) The term includes but is not limited to:

(i) cooling systems, cooling towers, and other temperature infrastructure;

(ii) power infrastructure for transformation, distribution, or management of electricity used for the maintenance and operation of the facility, such as exterior dedicated business-owned substations, backup power generation systems, battery systems, and related infrastructure; and

(iii) any other equipment necessary for the maintenance and operation of the facility.

(3) During construction, property not meeting the requirements of subsection (2) must be classified as class seventeen property if, prior to March 1 of the first tax year for which the classification will be applied, the taxpayer certifies to the department that the facility under construction will meet the requirements of subsection (2) within 2 years of the date of the certification.

(4) The taxable property of a qualified data center must be locally assessed.

(5) (a) Class seventeen property includes centrally assessed interstate or intrastate dedicated communications infrastructure that is owned or leased by the owner of a qualified data center and is composed of telecommunication or data lines, equipment, and services, including but not limited to copper or fiber optic lines or microwave, satellite, or other wireless communication systems.

(b) To qualify under this subsection (5), construction of the owned or leased interstate or intrastate communications infrastructure must commence after June 30, 2017, and before July 1, 2027, and must satisfy the criteria of this section.

(c) Dedicated communications infrastructure provided for in this subsection (5) is taxed at the rate provided for in subsection (6) for a period of 15 years from the time that construction commences. After the 15-year period, the dedicated communications infrastructure is taxed as class thirteen property at the rate provided in 15-6-156.

(6) Class seventeen property is taxed at 0.9% of its market value."

3. Page 3, line 4.

Strike: "and"

4. Page 3, line 5.

Following: "companies"

Insert: "; and"

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(e) dedicated communications infrastructure described in [section 1(5)] for which construction commenced after June 30, 2027, or for which the 15-year period provided for in [section 1(5)(c)] has expired"

5. Page 3, line 16.

Strike: "property"

Insert: "qualified data centers"

6. Page 4, line 13.

Strike: "[section 1(2)(a)]"

Insert: "[section 1(5)]"

For the Senate:

Blasdel, Chair

Malek

R. Webb

For the House:

Lavin, Vice Chair

Abbott

A. Hertz

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 11:00 a.m., Tuesday, April 25, 2017.
Motion carried.

House adjourned at 4:38 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

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65TH LEGISLATURE
EIGHTY-FIFTH LEGISLATIVE DAY**

Helena, Montana
April 25, 2017

House Chambers
State Capitol

House convened at 11:00 a.m. Mr. Speaker presiding. Invocation by Representative Fitzgerald. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

Majority Leader Ehli presented Speaker Knudsen with a plaque in thanks for his leadership and service to the Montana House of Representatives.

BILLS (Ricci, Chair):

4/25/2017

Correctly printed: **SJR 25, SJR 31.**

Correctly enrolled: **HB 2, HB 4, HB 5, HB 110, HB 131, HB 145, HB 261, HB 280, HB 390, HB 473, HB 618, HB 638, HB 642, HB 647, HB 648, HB 650, HB 652, HJR 6.**

Examined by the sponsor and found to be correct: **HB 2, HB 4, HB 5, HB 6, HB 18, HB 22, HB 25, HB 110, HB 144, HB 145, HB 261, HB 390, HB 473, HB 604, HB 618, HB 638, HB 647, HB 648, HB 650, HB 652.**

Transmitted to the Senate: **HJR 33, HJR 43, SJR 23, SJR 25.**

Signed by the Speaker at 8:00 a.m., April 25, 2017: **HB 37.**

Signed by the Chief Clerk of the House at 8:05 a.m., April 25, 2017: **HB 37.**

Signed by the President at 2:00 p.m., April 25, 2017: **HB 37**

Signed by the Chief Clerk of the House at 7:00 a.m., April 25, 2017: **HB 148.**

Signed by the Speaker at 1:50 p.m., April 25, 2017: **HR 2, HR 3.**

Signed by the Chief Clerk of the House at 2:41 p.m., April 25, 2017: **HR 2, HR 3.**

Delivered to the Governor for approval at 2:53 p.m., April 25, 2017: **HB 37.**

MESSAGES FROM THE SENATE

House bills failed to concur in Governor's amendments and returned to the House: 4/24/2017

HB 334, introduced by Knokey

HB 358, introduced by Noland

HB 494, introduced by Berglee

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Knokey in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on

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second reading, recommend as follows:

HB 308 - Senate Amendments - Representative Schreiner moved Senate Amendments to **HB 308** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Glimm, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 88

Nays: B. Brown, Burnett, Flynn, Galt, Harris, Jones, Mortensen, Redfield, Rosendale, Tschida, Zolnikov.

Total 11

Excused: None.

Total 0

Absent or not voting: Greef.

Total 1

HB 391 - Senate Amendments - Representative Jacobson moved Senate Amendments to **HB 391** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Webber, Welch, Windy Boy, Woods.

Total 66

Nays: Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galt, Glimm, Harris, G Hertz, Jones, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 34

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 132 - Representative Ehli moved **SB 132** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 88

Nays: Bachmeier, Bennett, Court, Dunwell, Ellis, Hamilton, Hayman, McConnell, Morigeau, Olsen, Webber, Woods.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 359 - Free Conference Committee Report - Representative A. Hertz moved the Free Conference Committee Report to **SB 359** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Curtis, Galloway.

Total 2

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

SJR 32 - Representative W. Sales moved **SJR 32** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 87

Nays: Brodehl, B. Brown, Flynn, Galt, Glimm, Gunderson, C Knudsen, Lavin, Mortensen, Redfield, Regier, Staffanson, Zolnikov.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Knokey moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 97

Nays: Garner, Zolnikov.

Total 2

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Excused: None.

Total 0

Absent or not voting: Lenz.

Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 133 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 90

Nays: Beard, Cuffe, Flynn, Galloway, Galt, Garner, Gunderson, G Hertz, Lavin, Mandeville.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 209 passed as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 79

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Nays: Abbott, Bennett, Bishop, Court, Curtis, Dudik, Dunwell, Eck, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Kipp III, Mandeville, McConnell, Morigeau, Olsen, Smith, Swanson, Woods.

Total 21

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 360 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 92

Nays: Brodehl, Burnett, Galloway, Gunderson, C Knudsen, Mandeville, Regier, Rosendale.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 387 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

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Total 98

Nays: Jones, C Knudsen.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 434 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 100

Nays: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 462 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webb, Webber, Welch, White, Woods, Zolnikov, Mr. Speaker.

Total 82

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Nays: Burnett, Cuffe, Doane, Eck, Flynn, Galloway, Harris, Hayman, C Knudsen, Lenz, Manzella, Mortensen, Regier, Schreiner, Smith, Tschida, Usher, Windy Boy.
Total 18

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 562 passed as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Galloway, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.
Total 41

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJR 43 adopted as follows:

Yeas: Anderson, Ballance, Bartel, Beard, B. Brown, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galloway, Garner, Grubbs, Gunderson, Harris, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 51

Nays: Abbott, Bachmeier, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Galt, Glimm, Greef, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan,

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Schreiner, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.

Total 49

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 127 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 66

Nays: Ballance, Beard, Brodehl, B. Brown, Cuffe, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Harris, A Hertz, G Hertz, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, Patelis, Redfield, Schreiner, Skees, Staffanson, Tschida, Usher, Wagoner, Webb, White, Zolnikov.

Total 34

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 155 concurred in as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fern, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.

Total 66

Nays: Abbott, Bennett, Bishop, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fleming, Funk, Galloway, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Lynch, Mandeville, Manzella,

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McCarthy, McConnell, Morigeau, Olsen, Perry, Price, Ryan, Schreiner, Swanson, Usher, Webber, Woods, Zolnikov.
Total 34

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 189 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Price, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Mr. Speaker.
Total 70

Nays: Abbott, Bachmeier, Bishop, Court, Curtis, Dudik, Dunwell, Eck, Funk, Galloway, Hamilton, Hayman, Hill-Smith, Karjala, Keane, Lynch, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Ryan, Schreiner, Smith, Webber, Woods, Zolnikov.
Total 30

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 248 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Custer, Doane, Ehli, Essmann, Fitzgerald, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Lynch, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 59

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Cuffe, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Hamilton, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Loge, McCarthy, McConnell, Morigeau, Olsen, Peppers, Pierson, Price,

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Redfield, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Woods.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 333 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, McConnell, McKamey, Morigeau, Noland, Patelis, Peppers, Perry, Pierson, Price, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 68

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Curtis, Doane, Ehli, Galloway, Galt, Glimm, Gunderson, Harris, G Hertz, Holmlund, Karjala, C Knudsen, Lynch, Mandeville, Manzella, McCarthy, Mortensen, O'Hara, Redfield, Ricci, Skees, Wagoner, Webb, White.

Total 31

Excused: None.

Total 0

Absent or not voting: Olsen.

Total 1

SB 363 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 95

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Nays: Lynch, Mandeville, Mortensen, Trebas, Vinton.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 366 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 83

Nays: B. Brown, Galloway, Galt, Glimm, Gunderson, Hamilton, Harris, A Hertz, G Hertz, Hopkins, C Knudsen, Mandeville, Noland, Redfield, Regier, Tschida, Zolnikov.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 23 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, B. Brown, Burnett, Cook, Doane, Ehli, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 54

Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, Brodehl, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Mandeville, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ryan, Schreiner, Smith, Staffanson, Stewart-Per,

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Swanson, Webber, Windy Boy, Woods.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 25 concurred in as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Brodehl, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Schreiner, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 63

Nays: Anderson, Ballance, Bartel, Beard, Berglee, B. Brown, Burnett, Cook, Cuffe, Doane, Essmann, Fitzgerald, Flynn, Galt, Glimm, Gunderson, A Hertz, G Hertz, Hopkins, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Noland, O'Hara, Redfield, Regier, Rosendale, Sales, Shaw, Staffanson, Tschida, Vinton, White, Mr. Speaker.

Total 37

Excused: None.

Total 0

Absent or not voting: None.

Total 0

REPORTS OF SELECT COMMITTEES

**FREE CONFERENCE COMMITTEE
on House Bill 639**

Report No. 001, April 25, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 639** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 639** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 8.

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Following: "CENTER;"

Insert: "ESTABLISHING A TEMPORARY COMMUNITY BENEFIT ASSESSMENT FOR CERTAIN HOSPITALS;"

2. Title, page 1, line 9.

Following: "PROVIDING"

Strike: "AN"

Strike: "DATE"

Insert: "DATES AND A TERMINATION DATE"

3. Page 2.

Following: line 16

Insert: "NEW SECTION. Section 4. Hospital community benefit assessment. (1) A hospital shall pay to the department of public health and human services a hospital community benefit assessment no later than June 29 of fiscal years 2017, 2018, and 2019. All proceeds from the assessment must be deposited into the general fund.

(2) For purposes of this section, "hospital" means a facility licensed as a hospital pursuant to Title 50, chapter 5, and does not include a critical access hospital, a children's psychiatric hospital, or the Montana state hospital.

(3) The following amounts are imposed as the annual community benefit assessment:

- (a) for Advanced Care Hospital in Billings, \$122,000;
- (b) for Benefis Health System in Great Falls, \$696,600;
- (c) for Billings Clinic, \$835,300;
- (d) for Bozeman Health Big Sky Medical Center, \$2,900;
- (e) for Bozeman Health, \$242,000;
- (f) for Community Medical Center in Missoula, \$278,000;
- (g) for Great Falls Clinic Medical Center, \$16,790;
- (h) for Health Center Northwest, \$19,100;
- (i) for Kalispell Regional Medical Center, \$420,180;
- (j) for Northern Montana Hospital in Havre, \$51,400;
- (k) for St. James Healthcare in Butte, \$139,900;
- (l) for Providence St. Patrick Hospital in Missoula, \$534,200;
- (m) for St. Peter's Hospital in Helena, \$345,225; and
- (n) for St. Vincent Healthcare in Billings, \$647,180."

Renumber: subsequent sections

4. Page 4.

Following: line 27

Insert: "COORDINATION SECTION. Section 9. Coordination instruction. If both [this act] and House Bill No. 2 are passed and approved, then the following line item is inserted in Section B of House Bill No. 2 under "Director's Office":

"b. Tracking Operational and Performance Program Measures (OTO/Biennial)
\$100,000 [General Fund FY 2018] \$100,000 [Federal Special Revenue FY 2018]
\$100,000 [General Fund FY 2019] \$100,000 [Federal Special Revenue FY 2019]."

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Insert: "COORDINATION SECTION. Section 10. Coordination instruction. If both [this act] and House Bill No. 2 are passed and approved, then the following language must be inserted in Section B of House Bill No. 2 under "Department of Public Health and Human Services":

"Tracking Operational and Performance Program Measures must be utilized for the analysis and creation of a metrics-based blueprint for select department of public health and human service programs, with a primary focus on the child and family services division and a specified initiative identified as having a high impact on the health of Montanans, and for the department to track operational and program performance measures related to the following:

- (1) improved health of women and children, including:
 - (a) proportion of women smoking during pregnancy;
 - (b) proportion of pregnant women who report entering prenatal care in the first trimester;
 - (c) proportion of pregnant women receiving medicaid services who report entering prenatal care in the first trimester;
 - (d) proportion of high school students using tobacco products or nicotine products in the past 30 days;
- (2) improved health of medicaid members, including the proportion of medicaid members receiving preventative services;
- (3) operational efficiencies, including:
 - (a) proportion of payments issued electronically; and
 - (b) proportion of help desk tickets to technologically support the workforce; and
- (4) the efficacy of the protect Montana kids commission proposals that were enacted by the 65th legislature."

Insert: "COORDINATION SECTION. Section 11. Coordination instruction. If both [this act] and House Bill No. 2 are passed and approved, then the general fund appropriation to the department of public health and human services under "Human and Community Services Division" in Section B of House Bill No. 2 must be increased from \$33,087,934 to \$36,087,934 in the fiscal year beginning July 1, 2017, and increased from \$33,049,762 to \$36,049,762 in the fiscal year beginning July 1, 2018."

Insert: "COORDINATION SECTION. Section 12. Coordination instruction. If both [this act] and House Bill No. 2 are passed and approved, then the following language must be inserted in Section B of House Bill No. 2 under "Human and Community Services Division":

The increased appropriations provided in [section 11 of House Bill No. 639] to the Stars to Quality Program are one time only and are not to be included in the base in the 2021 budget planning process. The increased appropriations are to expand the program and increase access to preschool for 4- and 5-year-old children. The department shall use the money to create and support pilot programs to test multiple delivery models, including public programs, private programs, and mixed delivery programs through public-private partnerships. The department may use funds to support preschool programs, including startup and training costs. In establishing the pilot programs, the department shall ensure that pilot programs are included in programs in rural and urban areas. The department shall file a report with the 2019 legislature and present the report to the education and local government committee, the legislative finance committee, and the children, families, health, and human services committee by September 1, 2018. The report must:

- (1) address the demand for programs and the impact on current providers, with a

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specific focus on rural communities;

(2) evaluate the benefits and disadvantages of various delivery models;

(3) analyze advancements in kindergarten readiness for children participating in the programs; and

(4) make recommendations for the program."

Insert: "NEW SECTION. Section 13. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Renumber: subsequent sections

5. Page 4, line 29.

Strike: section 8 in its entirety

Insert: "NEW SECTION. Section 14. Effective dates. (1) Except as provided in subsection (2), [this act] is effective July 1, 2017.

(2) [Section 4] and this section are effective on passage and approval."

Insert: "NEW SECTION. Section 15. Termination. [Section 4] terminates June 30, 2019."

For the Senate:

L. Jones, Chair
Moore

For the House:

Ballance, Vice Chair
Cook
Ryan

CONFERENCE COMMITTEE
on House Amendments to **Senate Bill 368**
Report No. 001, April 25, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 368** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 368** (reference copy -- salmon) be amended as follows:

1. Page 9, line 5.

Strike: "ATTORNEY GENERAL"

Insert: "commissioner"

2. Page 9, line 6 through line 10.

Strike: "AN AGREEMENT" on line 6 through "THIS SECTION." on line 10

3. Page 9, line 20.

Strike: "AND"

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4. Page 9, line 25.

Following: "chapter"

Insert: "; and

(5) do any other act necessary to successfully prosecute a violation of any provision of chapter 35 of this title or this chapter"

5. Page 12, line 18.

Following: "MEDIATOR"

Insert: "from the list"

For the Senate:

Sesso
Thomas

For the House:

Manzella, Vice Chair
Mandeville

MOTIONS

Representative Peppers moved to change her vote on **HB 209** from a No to Yes. Without objection, so ordered.

MESSAGES FROM THE SENATE

HB 198 - The Senate acceded to the request of the House and authorized the President to appoint the following Conference Committee to meet with a like committee from the House to confer on Senate amendments to **HB 198**:

4/25/2017

Senator D. Brown, Chair
Senator Buttrey
Senator Wolken

Governor's amendments to House bills concurred in and returned:

4/25/2017

HB 103, introduced by Custer
HB 209, introduced by Usher
HB 360, introduced by Hamlett

Free Conference Committee Report No.1 adopted:

4/25/2017

HB 387, introduced by Wagoner
SB 363, introduced by Vincent

SB 366, introduced by Cohenour

Conference Committee Report No. 1 adopted:

4/25/2017

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HB 133, introduced by McConnell
HB 434, introduced by Flynn
HB 562, introduced by C. Knudsen

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Knokey in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 639 - Free Conference Committee Report - Representative Cook moved the Free Conference Committee Report to **HB 639** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.
Total 72

Nays: Bartel, Beard, Berglee, B. Brown, Doane, Essmann, Flynn, Glimm, Gunderson, Harris, Jones, C Knudsen, Loge, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, White, Zolnikov.
Total 28

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 368 - Conference Committee Report - Representative Manzella moved the Conference Committee Report to **SB 368** be adopted. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Keane, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White,

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Mr. Speaker.

Total 54

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 46

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Knokey moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, White, Mr. Speaker.

Total 85

Nays: Bennett, Court, Curdy, Curtis, Knokey, Morigeau, Olsen, Peppers, Perry, Swanson, Windy Boy, Woods, Zolnikov.

Total 13

Excused: None.

Total 0

Absent or not voting: Harris, Vinton.

Total 2

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MOTIONS

Representative Curdy moved to reconsider action on **SJR 24** and that **SJR 24** be placed on second reading on the 86th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Trebas, Webber, Windy Boy, Woods.
Total 46

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Custer, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 54

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Representative Flynn moved the House Adjourn Sine Die.

Motion **failed** as follows:

Yeas: Bartel, Beard, Berglee, B. Brown, Burnett, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Webb, White, Zolnikov, Mr. Speaker.
Total 35

Nays: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Wagoner, Webber, Welch, Windy Boy, Woods.

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Total 65

Excused: None.

Total 0

Absent or not voting: None.

Total 0

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 11:00 a.m., Wednesday, April 26, 2017.
Motion carried.

House adjourned at 2:27 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
EIGHTY-SIXTH LEGISLATIVE DAY**

Helena, Montana
April 26, 2017

House Chambers
State Capitol

House convened at 11:00 a.m. Mr. Speaker presiding. Invocation by Representative Greef. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

COMMUNICATIONS AND PETITIONS

Mr. Speaker:

We, your committee on Legislative Administration, having examined the daily journals for the sixty-second, sixty-third, sixty-fourth, sixty-fifth, sixty-sixth, sixty-seventh, sixty-eighth, sixty-ninth, seventieth, seventy-first, seventy-second, seventy-third, seventy-fourth, and seventy-fifth legislative days, find the same to be correct.

Representative Ricci, Chair

BILLS (Ricci, Chair):

4/26/2017

Correctly printed: **SB 132, SB 367, SJR 31, SJR 32.**

Correctly engrossed: **HB 367.**

Correctly enrolled: **HB 133, HB 209, HB 294, HB 360, HB 387, HB 434, HB 462, HB 562.**

Examined by the sponsor and found to be correct: **HB 131, HB 209, HB 280, HB 294, HB 360, HB 387, HB 434, HB 562.**

Signed by the Speaker at 8:15 a.m., April 26, 2017: **HB 100, HB 216, HB 225, HB 228, HB 333, HB 339, HB 429, HB 554, HB 574, HB 126, HB 217, HB 287, HB 372, HB 386, HB 416, HB 428, HB 445, HB 466, HB 485, HB 510, HB 516, HB 517.**

Delivered to the Secretary of State at 8:28 a.m., April 26, 2017: **HR 2, HR 3.**

Signed by the Chief Clerk at 9:00 a.m., April 26, 2017: **HB 100, HB 216, HB 225, HB 228, HB 333, HB 339, HB 429, HB 126, HB 217, HB 287, HB 372, HB 386, HB 416, HB 428, HB 445, HB 466, HB 485, HB 510, HB 516, HB 517, HB 554, HB 574.**

Signed by the Speaker at 10:30 a.m., April 26, 2017: **HJR 6, HJR 9, HJR 15, HJR 17, HJR 18, HJR 20, HJR 22, HJR 24, HJR 25.**

Signed by the Chief Clerk at 11:00 a.m., April 26, 2017: **HJR 6, HJR 9, HJR 15, HJR 17, HJR 18, HJR 20, HJR 22, HJR 24, HJR 25.**

Signed by the Speaker at 12:30 p.m., April 26, 2017: **HB 17, HB 193, HB 572, HB 597, HB 644, HB 426, HB 449, HB 572, HB 585, HB 614, HB 622, HB 623, HB 653.**

Signed by the Chief Clerk at 12:45 p.m., April 26, 2017: **HB 17, HB 193, HB 571, HB 597, HB 644, HB 426, HB 449, HB 572, HB 585, HB 614, HB 622, HB 623, HB 653.**

Signed by the President at 3:03 p.m., April 26, 2017: **HB 148, HB 550.**

Delivered to the Governor for approval at 3:47 p.m., April 26, 2017: **HB 148, HB 550.**

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Signed by the Speaker at 5:30 p.m., April 26, 2017: **HB 6, HB 7, HB 9, HB 11, HB 44, HB 99, HB 142, HB 255, HB 344, HB 348, HB 373, HB 381, HB 511.**

Signed by the Chief Clerk at 5:45 p.m., April 26, 2017: **HB 6, HB 7, HB 9, HB 11, HB 44, HB 99, HB 142, HB 255, HB 344, HB 348, HB 373, HB 381, HB 511.**

Signed by the President at 6:00 p.m., April 26, 2017: **HJR 6, HJR 9, HJR 15, HJR 17, HJR 18, HJR 20, HJR 22, HJR 24, HJR 25.**

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE
on **Senate Bill 95**
Report No. 001, April 26, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 95** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 95** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 4.

Strike: "TRANSFERS AND OTHER"

2. Title, page 1, line 5.

Following: "ACT;"

Insert: "ESTABLISHING A TEMPORARY STATE LANDS REIMBURSEMENT BLOCK GRANT; PROVIDING FOR LEGISLATIVE INTENT; CREATING A BUREAU OF CRIME CONTROL; PROVIDING TRANSITION INSTRUCTIONS; REQUIRING REPORTING ON THE TRANSITION OF ALLOCATING THE BOARD OF CRIME CONTROL TO THE DEPARTMENT OF CORRECTIONS FOR ADMINISTRATIVE PURPOSES;"

3. Title, page 1, line 17.

Strike: "AN"

Strike: "DATE"

Insert: "DATES AND A TERMINATION DATE"

4. Page 1, line 23 through 27.

Strike: everything after the enacting clause

Insert: "NEW SECTION. Section 1. Legislative intent. The legislature intends that for the biennium beginning July 1, 2017, the department of corrections will amend its contract with Great Falls Pre-Release Services, Inc., to remove the contract language related to the "Booters" as a result of the passage of House Bill No. 650. The legislature further intends that the department of corrections work cooperatively with Great Falls Pre-Release Services, Inc., to develop an alternative purpose for the contract that is mutually agreeable to both organizations."

Insert: "NEW SECTION. Section 2. Crime control bureau. There is a bureau within the office of the director called the crime control bureau. The purpose of the bureau is to provide staff

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and support to the board of crime control established in 2-15-2006."

Insert: "NEW SECTION. Section 3. Transition instructions and reporting. (1) The staff of the board of crime control, the department of justice, and the department of corrections shall develop a transition plan to allow for the least impactful transition of the board to the department of corrections. The plan must be presented to the legislative finance committee no later than June 30, 2017.

(2) From July 1, 2017, to December 31, 2017, the staff of the board of crime control, in collaboration with the department of corrections, shall implement the plan to fully transition the board to the department of corrections by January 1, 2018, in a manner that ensures the least amount of:

- (a) delay in grant recipients receiving funds;
- (b) impact in reporting for affected grant recipients; and
- (c) impact for transitioning grants between DUNS numbers with the federal government.

(3) To the extent transferring a grant from the department of justice to the department of corrections jeopardizes the grant, the grant may not be transferred to the department of corrections.

(4) The department of corrections shall report at least three times to each of the following committees during the biennium beginning July 1, 2017, on the progress of the transition implementation:

- (a) the legislative finance committee;
- (b) the legislative audit committee;
- (c) the law and justice interim committee; and
- (d) the local government interim committee."

Insert: "NEW SECTION. Section 4. State lands reimbursement block grant. (1) (a) For each fiscal year of the biennium beginning July 1, 2017, the office of public instruction shall provide a state lands reimbursement block grant of \$100,000 to each school district in a county with greater than 20% of the county's land area composed of state school trust lands.

(b) The electronic reporting system that is used by the office of public instruction and school districts must be used to allocate the block grant amount into each district's general fund budget as an anticipated revenue source.

(2) Each year, 70% of each district's block grant must be distributed in November and 30% of each district's block grant must be distributed in May at the same time that guaranteed tax base aid is distributed."

Insert: "NEW SECTION. Section 5. Codification instruction. (1) [Section 2] is intended to be codified as an integral part of Title 2, chapter 15, part 23, and the provisions of Title 2, chapter 15, part 23, apply to [section 2].

(2) [Section 4] is intended to be codified as an integral part of Title 20, chapter 9, part 6, and the provisions of Title 20, chapter 9, part 6, apply to [section 4]."

Insert: "COORDINATION SECTION. Section 6. Coordination instruction. If both [this act] and House Bill No. 650 are passed and approved and House Bill No. 650 amends 61-3-321, then the section amending 61-3-321 in House Bill No. 650 is void and 61-3-321 must be amended as follows:

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"61-3-321. Registration fees of vehicles and vessels -- certain vehicles exempt from registration fees -- disposition of fees.(1) Except as otherwise provided in this section, registration fees must be paid upon registration or, if applicable, renewal of registration of motor vehicles, snowmobiles, watercraft, trailers, semitrailers, and pole trailers as provided in subsections (2) through (20).

(2) ~~Unless (a)~~ Except as provided in subsection (2)(b), unless a light vehicle is permanently registered under 61-3-562, the annual registration fee for light vehicles, trucks and buses under 1 ton, and logging trucks less than 1 ton is as follows:

- ~~(a)~~(i) if the vehicle is 4 or less years old, \$217;
- ~~(b)~~(ii) if the vehicle is 5 through 10 years old, \$87; and
- ~~(c)~~(iii) if the vehicle is 11 or more years old, \$28.

(b) For a light vehicle with a manufacturer's suggested retail price of more than \$150,000 that is 10 years old or less, the annual registration fee is the amount provided for in subsection (2)(a) plus \$825.

(3) Except as provided in subsection (15), the one-time registration fee based on the declared weight of a trailer, semitrailer, or pole trailer is as follows:

- (a) if the declared weight is less than 6,000 pounds, \$61.25; or
- (b) if the declared weight is 6,000 pounds or more, \$148.25.

(4) Except as provided in subsection (15), the one-time registration fee for motor vehicles owned and operated solely as collector's items pursuant to 61-3-411, based on the weight of the vehicle, is as follows:

- (a) 2,850 pounds and over, \$10; and
- (b) under 2,850 pounds, \$5.

(5) Except as provided in subsection (15), the one-time registration fee for off-highway vehicles other than a quadricycle or motorcycle is \$61.25.

(6) The annual registration fee for heavy trucks, buses, and logging trucks in excess of 1 ton is \$22.75.

(7) (a) ~~The~~ Except as provided in subsection (7)(c), the annual registration fee for a motor home, based on the age of the motor home, is as follows:

- (i) less than 2 years old, \$282.50;
- (ii) 2 years old and less than 5 years old, \$224.25;
- (iii) 5 years old and less than 8 years old, \$132.50; and
- (iv) 8 years old and older, \$97.50.

(b) The owner of a motor home that is 11 years old or older and that is subject to the registration fee under this section may permanently register the motor home upon payment of:

- (i) a one-time registration fee of \$237.50;
- (ii) unless a new set of license plates is being issued, an insurance verification fee of \$5, which must be deposited in the account established under 61-6-158;

(iii) if applicable, five times the renewal fees for personalized license plates under 61-3-406; and

(iv) if applicable, the donation fee for a generic specialty license plate under 61-3-480 or a collegiate license plate under 61-3-465.

(c) For a motor home with a manufacturer's suggested retail price of more than \$300,000 that is 10 years old or less, the annual registration fee is the amount provided in subsection (7)(a) plus \$800.

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(8) (a) Except as provided in subsection (15), the one-time registration fee for motorcycles and quadricycles registered for use on public highways is \$53.25, and the one-time registration fee for motorcycles and quadricycles registered for both off-road use and for use on the public highways is \$114.50.

(b) An additional fee of \$16 must be collected for the registration of each motorcycle or quadricycle as a safety fee, which must be deposited in the state motorcycle safety account provided for in 20-25-1002.

(9) Except as provided in subsection (15), the one-time registration fee for travel trailers, based on the length of the travel trailer, is as follows:

(a) under 16 feet in length, \$72; and

(b) 16 feet in length or longer, \$152.

(10) Except as provided in subsection (15), the one-time registration fee for a motorboat, sailboat, personal watercraft, or motorized pontoon required to be numbered under 23-2-512 is as follows:

(a) for a personal watercraft or a motorboat, sailboat, or motorized pontoon less than 16 feet in length, \$65.50;

(b) for a motorboat, sailboat, or motorized pontoon at least 16 feet in length but less than 19 feet in length, \$125.50; and

(c) for a motorboat, sailboat, or motorized pontoon 19 feet in length or longer, \$295.50.

(11) (a) Except as provided in subsections (11)(b) and (15), the one-time registration fee for a snowmobile is \$60.50.

(b) (i) A snowmobile that is licensed by a Montana business and is owned exclusively for the purpose of daily rental to customers is assessed:

(A) a fee of \$40.50 in the first year of registration; and

(B) if the business reregisters the snowmobile for a second year, a fee of \$20.

(ii) If the business reregisters the snowmobile for a third year, the snowmobile must be permanently registered and the business is assessed the registration fee imposed in subsection (11)(a).

(12) (a) The one-time registration fee for a low-speed electric vehicle is \$25.

(b) The one-time registration fee for a golf cart that is owned by a person who has or is applying for a low-speed restricted driver's license is \$25.

(c) The one-time registration fee for golf carts authorized to operate on certain public streets and highways pursuant to 61-8-391 is \$25. Upon receipt of the fee, the department shall issue the owner a decal, which must be displayed visibly on the golf cart.

(13) (a) Except as provided in subsection (13)(b), a fee of \$10 must be collected when a new set of standard license plates, a new single standard license plate, or a replacement set of special license plates required under 61-3-332 is issued. The \$10 fee imposed under this subsection does not apply when previously issued license plates are transferred under 61-3-335. All registration fees imposed under this section must be paid if the vehicle to which the plates are transferred is not currently registered.

(b) An additional fee of \$15 must be collected if a vehicle owner elects to keep the same license plate number from license plates issued before January 1, 2010, when replacement of those plates is required under 61-3-332(3).

(c) The fees imposed in this subsection (13) must be deposited in the account established under 61-6-158, except that \$2 of the fee imposed in subsection (13)(a) must be deposited in the state general fund.

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(14) The provisions of this part with respect to the payment of registration fees do not apply to and are not binding upon motor vehicles, trailers, semitrailers, snowmobiles, watercraft, or tractors owned or controlled by the United States of America or any state, county, city, or special district, as defined in 18-8-202, or to a vehicle or vessel that meets the description of property exempt from taxation under 15-6-201(1)(a), (1)(d), (1)(e), (1)(g), (1)(h), (1)(i), (1)(k), (1)(l), (1)(n), or (1)(o), 15-6-203, or 15-6-215, except as provided in 61-3-520.

(15) Whenever ownership of a trailer, semitrailer, pole trailer, off-highway vehicle, motorcycle, quadricycle, travel trailer, motor home, motorboat, sailboat, personal watercraft, motorized pontoon, snowmobile, motor vehicle owned and operated solely as a collector's item pursuant to 61-3-411, or low-speed electric vehicle is transferred, the new owner shall title and register the vehicle or vessel as required by this chapter and pay the fees imposed under this section.

(16) A person eligible for a waiver under 61-3-460 is exempt from the fees required under this section.

(17) Except as otherwise provided in this section, revenue collected under this section must be deposited in the state general fund.

(18) The fees imposed by subsections (2) through (12) are not required to be paid by a dealer for the enumerated vehicles or vessels that constitute inventory of the dealership.

(19) (a) Unless a person exercises the option in either subsection (19)(b) or (19)(c), an additional fee of \$6 must be collected for each light vehicle registered under this part. This fee must be accounted for and transmitted separately from the registration fee. The fee must be deposited in an account in the state special revenue fund to be used for state parks, for fishing access sites, and for the operation of state-owned facilities. Of the \$6 fee, the department of fish, wildlife, and parks shall use \$5.37 for state parks, 25 cents for fishing access sites, and 38 cents for the operation of state-owned facilities at Virginia City and Nevada City.

(b) A person who registers a light vehicle may, at the time of annual registration, certify that the person does not intend to use the vehicle to visit state parks and fishing access sites and may make a written election not to pay the additional \$6 fee provided for in subsection (19)(a). If a written election is made, the fee may not be collected.

(c) (i) A person who registers one or more light vehicles may, at the time of annual registration, certify that the person does not intend to use any of the vehicles to visit state parks and fishing access sites and may make a written election not to pay the additional \$6 fee provided for in subsection (19)(a). If a written election is made, the fee may not be collected at any subsequent annual registration unless the person makes the written election to pay the additional fee on one or more of the light vehicles.

(ii) The written election not to pay the additional fee on a light vehicle expires if the vehicle is registered to a different person.

(20) For each light vehicle, trailer, semitrailer, pole trailer, heavy truck, motor home, motorcycle, quadricycle, and travel trailer subject to a registration fee under this section, an additional fee of \$5 must be collected and forwarded to the state for deposit in the account established in 44-1-504.

(21) This section does not apply to a motor vehicle, trailer, semitrailer, or pole trailer that is governed by 61-3-721.

(22) (a) The \$800 and \$825 amounts collected based on the manufacturer's suggested retail price in subsections (2) and (7) are exempt from the provisions of 15-1-122 and must be deposited in the motor vehicle division administration account established in [section 4 of House

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Bill No. 650].

(b) By August 15 of each year, beginning in the fiscal year beginning July 1, 2019, the department of justice shall deposit into the general fund an amount equal to the fiscal yearend balance minus 25% of the current fiscal year appropriation for the motor vehicle division administration account established in [section 4 of House Bill No. 650]."

Insert: "COORDINATION SECTION. Section 7. Coordination instruction. If both [this act] and House Bill No. 2 are passed and approved, then the following language must be inserted in Section C of House Bill No. 2:

(1) under "DEPARTMENT OF FISH, WILDLIFE, AND PARKS": "If sufficient federal funds are not received by the department for aquatic invasive species response, then the state special revenue appropriation for aquatic invasive species response may be increased and the federal special revenue decreased by like amounts."

(2) Under "DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION": "If sufficient federal funds are not received by the department for aquatic invasive species response, then the state special revenue appropriation for aquatic invasive species response may be increased and the federal special revenue decreased by like amounts.""

Insert: "COORDINATION SECTION. Section 8. Coordination instruction. If both [this act] and House Bill No. 650 are passed and approved and House Bill No. 650 amends 2-15-2006, then the section amending 2-15-2006 in House Bill No. 650 is void and 2-15-2006 must be amended as follows:

"2-15-2006. Board of crime control -- composition -- allocation. (1) There is a board of crime control.

(2) The board is allocated to the department ~~for administrative purposes only as prescribed in 2-15-121. However, the board may hire its own personnel, and 2-15-121(2)(d) does not apply of corrections.~~

(3) The board is composed of 18 members appointed by the governor in accordance with 2-15-124 and any special requirements of Title I of the Omnibus Crime Control and Safe Streets Act, as amended. The board shall be representative of state and local law enforcement and criminal justice agencies, including agencies directly related to the prevention and control of juvenile delinquency, units of general local government, and public agencies maintaining programs to reduce and control crime and shall include representatives of citizens and professional and community organizations, including organizations directly related to delinquency prevention."

Insert: "COORDINATION SECTION. Section 9. Coordination instruction. If [this act], House Bill No. 650, and Senate Bill No. 59 are all passed and approved, then:

(1) [section 36 of House Bill No. 650] is void; and

(2) [section 3(1)(f) of Senate Bill No. 59] is void and [section 3(1)(d) of Senate Bill No. 59] must read as follows:

"(d) two employees of the department of corrections selected by the director, one of whom must have expertise in data collection and reporting.""

Insert: "COORDINATION SECTION. Section 10. Coordination instruction. If both [this act] and House Bill No. 648 are passed and approved then [section 16 of House Bill No. 648] must

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be amended to read:

" Section 16. Reductions to appropriations for fiscal year 2017. The following appropriations for fiscal year 2017, as enacted in House Bill No. 2 in Ch. 400, Laws of 2015, are reduced as follows:

Department of Justice

Agency Legal Services Division from \$6,995,799 in general fund to \$6,870,799.

Office of Public Instruction

School Facility Reimbursement from \$8,586,000 in state special revenue to \$0."

Insert: "COORDINATION SECTION. Section 11. Coordination instruction. If [this act], House Bill No. 473, and House Bill No. 650 are passed and approved then:

- (1) [section 35 of House Bill No. 650] is void; and
- (2) the reference to 15-70-403(8) and 60-3-201(1)(e) in [section 5(2) of House Bill No. 650] must read "15-70-403(2)(b) and (3)(b)"."

Insert: "COORDINATION SECTION. Section 12. Coordination instruction. If [this act], House Bill No. 473, and House Bill No. 650 are passed and approved, then [section 34 of House Bill No. 650] is void."

Insert: "COORDINATION SECTION. Section 13. Coordination instruction. If both [this act] and House Bill No. 2 are passed and approved, then the state special revenue appropriations to the department of commerce under "Office of Tourism and Business Development" in Section A of House Bill No. 2 must be increased by \$200,000 in fiscal year 2018 and 2019."

Insert: "COORDINATION SECTION. Section 14. Coordination instruction. If House Bill No. 2 and [this act] are passed and approved, then the general fund appropriation for the department of natural resources and conservation under "Water Resources Division" in Section C of House Bill No. 2 must be reduced by \$200,000 in the fiscal year beginning July 1, 2017, and \$200,000 in the fiscal year beginning July 1, 2018. This reduction is intended to apply to the funding for the operation of the Montana reserved water rights compact commission."

Insert: "COORDINATION SECTION. Section 15. Coordination instruction. If House Bill No. 2 and [this act] are passed and approved, then the state special revenue fund appropriations for the department of commerce under "Office of Tourism and Business Development" in Section A of House Bill No. 2 must be increased by \$100,000 in the fiscal year beginning July 1, 2017, and by \$100,000 in the fiscal year beginning July 1, 2018. This increase may only be used to provide grants to entities that address employment barriers through coaching and advocacy, develop skills in managing personal finances, or develop a skilled workforce within the community."

Insert: "COORDINATION SECTION. Section 16. Coordination instruction. If House Bill No. 2 and [this act] are both passed and approved, then:

- (1) the general fund appropriation for reimbursement block grants in House Bill No. 2 must be increased by \$100,000 in each fiscal year of the biennium beginning July 1, 2017, for the purpose of distributing state lands reimbursement block grants as provided in [section 4]; and
- (2) the general fund appropriation for BASE aid in House Bill No. 2 must be reduced by

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\$34,000 in fiscal year 2018 and by \$42,000 in fiscal year 2019 for the purpose of guaranteed tax base reduction related to the distribution of state lands reimbursement block grants as provided in [section 4]."

Insert: "COORDINATION SECTION. Section 17. Coordination instruction. If House Bill No. 2, Senate Bill No. 309, and [this act] are all passed and approved, then the state special revenue appropriation for Office of Tourism and Business Development in House Bill No. 2 must be increased by \$110,000 in the year beginning July 1, 2017, and \$120,000 in the year beginning July 1, 2018. The funding is restricted to the state-tribal economic development commission for the purposes of Senate Bill No. 309."

Insert: "NEW SECTION. Section 18. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications'."

Insert: "NEW SECTION. Section 19. Effective dates. (1) Except as provided in subsections (2) and (3), [this act] is effective July 1, 2017.
 (2) [Sections 9 and 10] and this section are effective on passage and approval.
 (3) [Section 2, 5(1), 6, and 8] are effective January 1, 2018."

Insert: "NEW SECTION. Section 20. Termination. [Section 4] terminates June 30, 2019."

For the Senate:

L. Jones, Chair
Moore

For the House:

Ballance, Vice Chair
Brodehl
Eck

FREE CONFERENCE COMMITTEE
on **Senate Bill 261**
Report No. 001, April 26, 2017

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **Senate Bill 261** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 261** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 10 through line 11.

Strike: "AUTHORIZING" on line 10 through "CONDITIONS;" on line 11

2. Title, page 1, line 12 through line 13.

Strike: "PLACING" on line 12 through "ISSUED;" on line 13

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3. Title, page 1, line 14.

Strike: "PROVIDING AN APPROPRIATION;"

Insert: "PROVIDING LEGISLATIVE INTENT; PROVIDING FOR ELIMINATION AND REDUCTIONS TO VARIOUS APPROPRIATIONS AND EXPENDITURES BASED ON GENERAL FUND REVENUE RECEIVED IN FISCAL YEARS 2017 AND 2018; IMPOSING NOTIFICATION DUTIES ON THE STATE TREASURER;"

4. Title, page 1, line 15.

Strike: "17-7-205, 17-7-212,"

5. Title, page 1, line 16.

Strike: "AN"

Strike: "DATE"

Insert: "DATES AND A TERMINATION DATE"

6. Page 1, line 20.

Following: "FUND"

Insert: " -- rules for deposits and transfers -- purpose"

7. Page 1, line 22 through page 2, line 15.

Strike: subsections (2) through (5) in their entirety

Insert: "(2) The purpose of the budget stabilization reserve fund is:

- (a) to mitigate budget reductions when there is a revenue shortfall; and
- (b) when there are funds in excess of the operating reserve level, to:
 - (i) pay down the debt service on bonds for capital projects previously authorized by the legislature if allowed without penalty by the terms of the bond issuance;
 - (ii) delay, forego, or reduce the amount of an issuance of bonds authorized by the legislature; and
 - (iii) allow the funds to remain in the account.

(3) By August 1 of each year, the department of administration shall certify to the legislative fiscal analyst and the budget director the following:

(a) the unaudited, unassigned ending fund balance of the general fund for the prior fiscal year; and

(b) the amount of unaudited general fund revenue and transfers into the general fund received in the prior fiscal year recorded when that fiscal year's statewide accounting, budgeting, and human resource system records are closed. General fund revenue and transfers into the general fund are those recorded in the statewide accounting, budgeting, and human resource system using generally accepted accounting principles in accordance with 17-1-102.

(4) For the fiscal years beginning July 1, 2016, through July 1, 2020, if actual general fund revenue exceeds the revenue estimate established pursuant to 5-5-227 for that fiscal year, excess revenue over the amount of revenue that exceeds the revenue estimate by \$15 million is allocated as follows:

- (a) 50% remains in the general fund; and
- (b) 50% is transferred into the budget stabilization reserve fund on or before August 15 of the following fiscal year.

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(5) Starting in the fiscal year beginning July 1, 2021, the state treasurer shall transfer, by August 15 of the following fiscal year:

(a) if there is not an operating reserve differential, from the general fund to the budget stabilization reserve fund an amount equal to 50% of the excess revenue for the fiscal year;

(b) if there is an operating reserve differential for the fiscal year, from the general fund to the budget stabilization reserve fund an amount equal to 50% of the excess revenue for the fiscal year less the operating reserve differential; and

(c) if the ending fund balance of the general fund for the prior year is less than 6.8% of the amount of all general fund appropriations in the second year of the biennium, from the budget stabilization reserve fund to the general fund up to one-half of the amount in the budget stabilization reserve fund in excess of the amount of 2% of all general fund appropriations in the second year of the biennium in the subsequent fiscal year."

8. Page 2, line 19.

Following: "REVENUE"

Insert: ", including transfers in,"

9. Page 2, line 23.

Following: "FOR THE"

Insert: "most recently completed"

10. Page 2, line 24.

Strike: "PRIOR TO THE MOST RECENTLY COMPLETED FISCAL YEAR AND THE PRIOR FISCAL YEAR"

11. Page 2.

Following: line 24

Insert: "(e) "Operating reserve differential" means a nonnegative difference from 8.3% of all general fund appropriations in the second year of the biennium minus the sum of the ending fund balance for the prior year and 50% of excess revenue of the prior year."

12. Page 3, line 23 through line 25.

Strike: subsection (7) in its entirety

Renumber: subsequent subsections

13. Page 5, line 20 through line 22.

Strike: subsection (7) in its entirety

Renumber: subsequent subsections

14. Page 10, line 25.

Strike: "-- conditional transfer authority"

15. Page 10, line 30 through page 11, line 9.

Strike: subsection (i) through subsection (v) in their entirety

Insert: "(i) 6% of the general fund appropriations for the second fiscal year of the biennium prior

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to October of the year preceding a legislative session;
(ii) 3% of the general fund appropriations for the second fiscal year of the biennium in October of the year preceding a legislative session;
(iii) 2% of the general fund appropriations for the second fiscal year of the biennium in January of the year in which a legislative session is convened; and
(iv) 1% of the general fund appropriations for the second fiscal year of the biennium in March of the year in which a legislative session is convened."

16. Page 12, line 15.

Strike: "4%"

Insert: "5%"

17. Page 12, line 24 through line 28.

Strike: subsection (c) in its entirety

18. Page 13, line 7.

Strike: "OR conditional transfers"

19. Page 13, line 8.

Strike: "through" through "(10)"

Insert: "(7)"

20. Page 13, line 9 through page 15, line 4.

Strike: subsections (6) through (10) in their entirety

Insert: "(6) The governor may authorize transfers from the budget stabilization reserve fund provided for in [section 1]. The governor may authorize \$2 of transfers from the fund for each \$1 of reductions in spending.

(7) If the budget director certifies a projected general fund budget deficit, the governor may authorize transfers to the general fund from the fire suppression account established in 76-13-150. The amount of funds available for a transfer from this account is up to the sum of the fund balance of the account, plus expected current year revenue, minus the sum of 1% of the general fund appropriations for the second fiscal year of the biennium, plus estimated expenditures from the account for the fiscal year. The governor may authorize \$1 of transfers from the fire suppression account established in 76-13-150 for each \$1 of reductions in spending."

21. Page 15, line 11 through page 16, line 12.

Strike: sections 6 and 7 in their entirety

Renumber: subsequent sections

22. Page 16, line 23 through line 24.

Strike: "except as provided in 17-7-140(8)"

23. Page 17, line 4.

Following: line 3

Insert: "(9) For the fiscal year ending June 30, 2017, the state treasurer may not transfer from the

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general fund to the fire suppression account."

Renumber: subsequent subsections

24. Page 17, line 9.

Strike: "**CONTINGENT**"

Insert: "**Levels 1 through 4 budget reductions -- contingent**"

25. Page 17, line 9 through line 22.

Strike: subsection (1) through subsection (3) in their entirety

Insert: "(1) (a) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,216,000,000 but greater than or equal to \$2,204,000,000, as determined by the state treasurer on or before August 15, 2017, then the state treasurer shall transfer the amount provided for in subsection (1)(b) from the fire suppression account provided for in 76-13-150 to the general fund.

(b) The amount of the fund transfer provided for in subsection (1)(a) is equal to \$2,216,000,000 minus the amount of certified unaudited state general fund revenue and transfers into the general fund at the end of fiscal year 2017, not to exceed \$12 million.

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,204,000,000 but greater than or equal to \$2,192,000,000, as determined by the state treasurer on or before August 15, 2017, then the state treasurer shall transfer \$24 million from the fire suppression account provided for in 76-13-150 to the general fund.

(3) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,192,000,000, as determined by the state treasurer on or before August 15, 2017, then the state treasurer shall transfer \$30 million from the fire suppression account provided for in 76-13-150 to the general fund.

(4)(a) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is less than the 2018 general fund revenue trigger amount provided for in [section 10(2)], then the state treasurer shall transfer the amount provided for in subsection (4)(b) from the fire suppression account provided for in 76-13-150 to the general fund.

(b) Subject to the transfer limit in subsection (5), the amount of the fund transfer provided for in subsection (4)(a) is equal to:

(i) the 2018 general fund revenue trigger amount provided for in [section 10(2)] minus the amount of certified unaudited state general fund revenue and transfers into the general fund at the end of fiscal year 2018; minus

(ii) the amount of any transfers from the fire suppression account to the general fund during fiscal year 2017 under the provisions of subsections (1) through (3).

(5) The total amount of fund transfers under this section may not exceed \$30 million."

26. Page 17, line 24 through line 27.

Strike: section 10 in its entirety

Insert: "**NEW SECTION. Section 8. Legislative intent.** (1) The legislature acknowledges that it is likely that the executive will need to issue notes in anticipation of revenue pursuant to 17-1-

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201 during the biennium beginning July 1, 2017, in order to provide the state general fund with sufficient cash resources to meet its obligations.

(2) (a) The legislature directs the staff of the legislative fiscal division and the office of budget and program planning to study, analyze, and make recommendations regarding the budget stabilization policies to the legislative finance committee by May 1, 2018. The study should address:

- (i) trigger levels in 17-7-140;
- (ii) legislative and executive access to the budget stabilization reserve fund;
- (iii) deposit rules into the budget stabilization reserve fund; and
- (iv) the level of operating reserve.

(b) The legislative fiscal division and the office of budget and program planning shall work jointly toward development of a set of best practices for the fund by September 1, 2018."

Renumber: subsequent sections

27. Page 18, line 1.

Insert: "NEW SECTION. **Section 10. State treasurer notification for budget reductions and fund transfers.** (1) For the purpose of implementing [sections 7 and 11 through 32], the state treasurer shall notify the budget director, the legislative fiscal analyst, and the code commissioner on or before August 15, 2017, if the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is:

- (a) equal to or greater than \$2,216,000,000;
- (b) less than \$2,216,000,000 but greater than or equal to \$2,204,000,000 (level 1 budget reduction);
- (c) less than \$2,210,000,000 but greater than or equal to \$2,204,000,000 (level 1.5 budget reduction);
- (d) less than \$2,204,000,000 but greater than or equal to \$2,192,000,000 (level 2 budget reduction);
- (e) less than \$2,192,000,000 but greater than or equal to \$2,180,000,000 (level 3 budget reduction); or
- (f) less than \$2,180,000,000 (level 4 budget reduction).

(2) (a) For the purpose of implementing [sections 7 and 11 through 32], the state treasurer shall notify the budget director, the legislative fiscal analyst, and the code commissioner on or before August 15, 2018, if the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is less than the 2018 general fund revenue trigger amount provided for in subsection (2)(b).

(b) The 2018 general fund revenue trigger amount provided for in subsection (2)(a) is calculated based on the certification by the state treasurer in subsection (1) for fiscal year 2017. If the unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is:

- (i) equal to or greater than \$2,216,000,000, as provided in subsection (1)(a), then the 2018 general fund revenue trigger amount is \$2,372,000,000;
- (ii) less than \$2,216,000,000 but greater than or equal to \$2,204,000,000, as provided in subsection (1)(b), then the 2018 general fund revenue trigger amount is:
 - (A) \$2,372,000,000; minus
 - (B) the amount of the fire suppression account transfer to the general fund under [section

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7(1)], not to exceed \$12 million;

(iii) less than \$2,204,000,000 but greater than or equal to \$2,192,000,000, as provided in subsection (1)(d), then the 2018 general fund revenue trigger amount is \$2,348,000,000; or

(iv) less than \$2,192,000,000, as provided in subsection (1)(e) and (1)(f), then the 2018 general fund revenue trigger amount is \$2,336,000,000.

(3) For the purposes [sections 12 through 32], the following definitions apply:

(a) "Level 2 or below" means a calculation that results in a 2018 general fund revenue trigger amount that is less than or equal to \$2,348,000,000.

(b) "Level 3 or below" means a calculation that results in a 2018 general fund revenue trigger amount that is less than or equal to \$2,336,000,000.

(c) "Level 4 or below" means a calculation that results in a 2018 general fund revenue trigger amount that is less than or equal to \$2,336,000,000.

(4) For the purpose of [sections 7 and 11 through 32] and this section:

(a) general fund collections are those recorded in the statewide accounting, budgeting, and human resource system using generally accepted accounting principles in accordance with 17-1-102 and include transfers into the general fund; and

(b) transfers from the fire suppression account to the general fund under [section 7] are not considered general fund revenue."

Insert: "COORDINATION SECTION. Section 11. Coordination instruction -- level 1.5 budget reduction -- House Bill No. 17. (1) If House Bill No. 17 is passed and approved, then [section 2 of House Bill No. 17] must be amended as follows:

"Section 2. Effective date. [This act] is effective ~~July 1, August 15, 2017.~~"

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,210,000,000, as determined by the state treasurer on or before August 15, 2017, and if House Bill No. 17 is passed and approved, then [section 1 of House Bill No. 17] must be amended as follows:

"Section 1. Appropriation void -- report. (1) (a) ~~The following amounts are appropriated to the department of public health and human services to increase the number of basic and adult residential service slots under the home and community-based medicaid services waiver administered by the senior and long-term care division for elderly and physically disabled individuals:~~

~~_____ Fiscal year 2018 _____ \$1,083,686 federal special revenue~~

~~_____ \$585,064 general fund~~

~~_____ Fiscal year 2019 _____ \$2,528,601 federal special revenue~~

~~_____ \$1,365,149 general fund~~

~~_____ (b) The department of public health and human services shall increase~~ may consider increasing the number of basic and adult residential services slots by 200 slots over the biennium beginning July 1, 2019, phasing in 50 slots every 6 months of the biennium beginning July 1, 2019.

~~(2)(b) (a) The following amounts are appropriated to the~~ The department of public health and human services to increase may consider increasing the reimbursement rate for adult residential service slots in the home and community-based services waiver administered by the senior and long-term care division for elderly and physically disabled individuals:

~~_____ Fiscal year 2018 _____ \$2,185,989 federal special revenue~~

~~_____ \$1,180,178 general fund~~

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~~_____ Fiscal year 2019 _____ \$3,990,608 federal special revenue~~
~~_____ \$2,154,461 general fund~~

~~_____ (b) The appropriation provided for in this subsection (2) must be used to:~~

~~_____ (i). If an increase is considered, the base daily reimbursement rate for:~~

~~_____ (i) 85% of the adult residential slots may be increased by up to \$5.80 starting July 1, 2017~~
~~2019, and then every 6 months thereafter of the 2019 2021 biennium; and~~

~~_____ (ii) increase the base daily reimbursement rate for up to 15% of the adult residential slots~~
~~may be increased by up to \$44.90 effective July 1, 2017 2019, to pay for memory care for~~
~~individuals with Alzheimer's disease or other dementias.~~

~~(3)(2) The department shall report to the children, families, health, and human services~~
~~interim committee by September 15, 2018 2020, and to the 66th 67th legislature, as provided in~~
~~5-11-210, on the any decisions to increase waiver slots and enhance reimbursement rates and the~~
~~effectiveness of the increased waiver slots and enhanced reimbursement rates. The If a decision~~
~~was made to increase waiver slots and enhance reimbursement rates, the report must include~~
~~information on:~~

~~(a) the use of the new waiver slots;~~

~~(b) whether the increased reimbursement rates led to an increase in the number of~~
~~providers accepting medicaid clients;~~

~~(c) whether the percentage of slots designated for memory care was adequate to address~~
~~the need for that care; and~~

~~(d) whether fewer patients with Alzheimer's disease or other dementias were admitted to~~
~~state facilities, including the Montana state hospital and the Montana mental health nursing care~~
~~center. If fewer patients were admitted to state facilities, the department must estimate the amount~~
~~of money saved by placing fewer individuals with Alzheimer's disease or other dementias in the~~
~~facilities.~~

~~(4) The legislature intends that the appropriations in this section be considered a part of~~
~~the ongoing base for the next legislative session."~~

Insert: "COORDINATION SECTION. Section 12. Coordination instruction -- level 2
budget reduction -- across-the-board reduction in general fund appropriations. (1) If the
amount of the certified unaudited state general fund revenue and transfers into the general fund
received at the end of fiscal year 2017 is less than \$2,204,000,000, as determined by the state
treasurer on or before August 15, 2017, and if House Bill No. 2 is passed and approved [section
11 of House Bill No. 2] must be amended as follows:

"Section 11. Appropriations -- reduced appropriations for certain fiscal year 2018 and
2019 general fund appropriations. ~~The (1) All general fund appropriations in this section for fiscal~~
~~years 2018 and 2019, excluding the appropriations for K-12 BASE Aid, Reimbursement Block~~
~~Grants, State Tuition Payments, Transportation, Natural Resource Development K-12 School~~
~~Facilities Payment, and the Coal-Fired Generating Unit Closure Mitigation Block Grant are reduced~~
~~by 0.5%.~~

~~(2) Subject to subsection (1), the following money is appropriated for the respective fiscal~~
~~years:"~~

~~(2) If the amount of the certified unaudited state general fund revenue and transfers into~~
~~the general fund received at the end of fiscal year 2018 is at level 2 or below as provided in [section~~
~~10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent~~

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implementation of subsection (1), then if House Bill No. 2 is passed and approved [section 11 of House Bill No. 2] must be amended as follows:

"Section 11. Appropriations -- reduced appropriations for certain fiscal year 2019 general fund appropriations. The (1) All general fund appropriations in this section for fiscal year 2019, excluding the appropriations for K-12 BASE Aid, Reimbursement Block Grants, State Tuition Payments, Transportation, Natural Resource Development K-12 School Facilities Payment, Special Education, and the Coal-Fired Generating Unit Closure Mitigation Block Grant are reduced by 0.5%.

(2) Subject to subsection (1), the following money is appropriated for the respective fiscal years:"

Insert: "COORDINATION SECTION. Section 13. Coordination instruction -- level 2 budget reduction -- reduction in state fund claims administration. (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,204,000,000, as determined by the state treasurer on or before August 15, 2017, then 39-71-2352 must be amended as follows:

"39-71-2352. Separate payment structure and sources for claims for injuries resulting from accidents that occurred before July 1, 1990, and on or after July 1, 1990 -- spending limit -- authorizing transfer of money. (1) Premiums paid to the state fund based upon wages payable before July 1, 1990, may be used only to administer and pay claims for injuries resulting from accidents that occurred before July 1, 1990. Premiums paid to the state fund based upon wages payable on or after July 1, 1990, may be used only to administer and pay claims for injuries resulting from accidents that occur on or after July 1, 1990.

(2) The state fund shall:

(a) determine the cost of administering and paying claims for injuries resulting from accidents that occurred before July 1, 1990, and separately determine the cost of administering and paying claims for injuries resulting from accidents that occur on or after July 1, 1990;

(b) keep adequate and separate accounts of the costs determined under subsection (2)(a); and

(c) fund administrative expenses and benefit payments for claims for injuries resulting from accidents that occurred before July 1, 1990, and claims for injuries resulting from accidents that occur on or after July 1, 1990, separately from the sources provided by law.

(3) The state fund may not spend more than ~~\$1.25 million~~ \$625,000 a year to administer claims for injuries resulting from accidents that occurred before July 1, 1990.

(4) As used in this section, "adequately funded" means the present value of:

(a) the total cost of future benefits remaining to be paid; and

(b) the cost of administering the claims.

(5) An amount of funds in excess of the adequate funding amount established in subsection (4), based on audited financial statements adjusted for unrealized gains and losses, must be transferred to the general fund.

(6) If in any fiscal year after the old fund liability tax is terminated claims for injuries resulting from accidents that occurred before July 1, 1990, are not adequately funded, any amount necessary to pay claims for injuries resulting from accidents that occurred before July 1, 1990, must be transferred from the general fund to the account provided for in 39-71-2321.

(7) The independent actuary engaged by the state fund pursuant to 39-71-2330 shall

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project the unpaid claims liability for claims for injuries resulting from accidents that occurred before July 1, 1990, each fiscal year until all claims are paid.""

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 2 or below as provided in [section 10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent implementation of subsection (1), then 39-71-2352 must be amended as follows:

"39-71-2352. Separate payment structure and sources for claims for injuries resulting from accidents that occurred before July 1, 1990, and on or after July 1, 1990 -- spending limit -- authorizing transfer of money. (1) Premiums paid to the state fund based upon wages payable before July 1, 1990, may be used only to administer and pay claims for injuries resulting from accidents that occurred before July 1, 1990. Premiums paid to the state fund based upon wages payable on or after July 1, 1990, may be used only to administer and pay claims for injuries resulting from accidents that occur on or after July 1, 1990.

(2) The state fund shall:

(a) determine the cost of administering and paying claims for injuries resulting from accidents that occurred before July 1, 1990, and separately determine the cost of administering and paying claims for injuries resulting from accidents that occur on or after July 1, 1990;

(b) keep adequate and separate accounts of the costs determined under subsection (2)(a); and

(c) fund administrative expenses and benefit payments for claims for injuries resulting from accidents that occurred before July 1, 1990, and claims for injuries resulting from accidents that occur on or after July 1, 1990, separately from the sources provided by law.

(3) The state fund may not spend more than ~~\$1.25 million~~ \$625,000 a year to administer claims for injuries resulting from accidents that occurred before July 1, 1990.

(4) As used in this section, "adequately funded" means the present value of:

(a) the total cost of future benefits remaining to be paid; and

(b) the cost of administering the claims.

(5) An amount of funds in excess of the adequate funding amount established in subsection (4), based on audited financial statements adjusted for unrealized gains and losses, must be transferred to the general fund.

(6) If in any fiscal year after the old fund liability tax is terminated claims for injuries resulting from accidents that occurred before July 1, 1990, are not adequately funded, any amount necessary to pay claims for injuries resulting from accidents that occurred before July 1, 1990, must be transferred from the general fund to the account provided for in 39-71-2321.

(7) The independent actuary engaged by the state fund pursuant to 39-71-2330 shall project the unpaid claims liability for claims for injuries resulting from accidents that occurred before July 1, 1990, each fiscal year until all claims are paid.""

Insert: "COORDINATION SECTION. Section 14. Coordination instruction -- level 2 budget reduction -- HELP Act third-party administrator. (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,204,000,000, as determined by the state treasurer on or before August 15, 2017, then notwithstanding 53-6-1305, for the biennium beginning July 1, 2017, the department of public health and humans services:

(a) may not enter into a new contract with one or more insurance companies or third-party

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administrators to assist in administering the Montana Health and Economic Livelihood Partnership (HELP) Act provided for in 53-6-1301; and

(b) must terminate any existing contract with an insurance company or third-party administrator related to the Montana Health and Economic Livelihood Partnership (HELP) Act.

(2) It is the intent of the legislature that the department of public health and human services refrain from contracting with one or more insurance companies or third-party administrators in administering the Montana Health and Economic Livelihood Partnership (HELP) Act until a determination is made by the state treasurer that revenue for fiscal year 2017 is equal to or greater than \$2,204,000,000.

(3) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 2 or below as provided in [section 10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent implementation of subsection (1), then the provisions of subsection (1) apply to fiscal year 2019."

Insert: "COORDINATION SECTION. Section 15. Coordination instruction -- level 3 budget reduction -- reduction in appropriation -- governor's office. (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,192,000,000, as determined by the state treasurer on or before August 15, 2017, and if House Bill No. 2 is passed and approved, then the governor's office general fund appropriation for "Mental Disabilities Board of Visitors" in House Bill No. 2 is reduced by \$90,000 in fiscal year 2018 and \$90,000 in fiscal year 2019.

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 3 or below as provided in [section 10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent implementation of subsection (1), then the governor's office general fund appropriation for "Mental Disabilities Board of Visitors" in House Bill No. 2 is reduced by \$90,000 in fiscal year 2019.

(3) The governor's office may allocate the appropriation reductions in subsections (1) and (2) among programs when developing 2019 biennium operating plans.

(4) The appropriation reductions in subsections (1) and (2) are in addition to the across-the-board reduction in general fund appropriations in [section 12]."

Insert: "COORDINATION SECTION. Section 16. Coordination instruction -- level 3 budget reduction -- reduction in appropriation -- legislative branch. (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,192,000,000, as determined by the state treasurer on or before August 15, 2017, and if House Bill No. 2 is passed and approved, then the legislative branch general fund appropriation for "Legislative Services" in House Bill No. 2 is reduced by \$133,883 in fiscal year 2018 and \$133,851 in fiscal year 2019.

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 3 or below as provided in [section 10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent implementation of subsection (1), then the legislative branch general fund appropriation for "Legislative Services" in House Bill No. 2 is reduced by \$133,851 in fiscal year 2019.

(3) The legislative branch may allocate the appropriation reductions in subsections (1) and (2) among programs when developing 2019 biennium operating plans.

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(4) The appropriation reductions in subsections (1) and (2) are in addition to the across-the-board reduction in general fund appropriations in [section 12]."

Insert: "COORDINATION SECTION. Section 17. Coordination instruction -- level 3 budget reduction -- reduction in appropriation -- Montana state library commission. (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,192,000,000, as determined by the state treasurer on or before August 15, 2017, and if House Bill No. 2 is passed and approved, then the Montana state library commission general fund appropriation for "Statewide Library Resources" in House Bill No. 2 is reduced by \$666,527 in fiscal year 2018 and \$669,513 in fiscal year 2019 and the following language is inserted under "MONTANA STATE LIBRARY COMMISSION":

"Statewide Library Resources is appropriated up to \$666,527 of propriety funding in fiscal year 2018 and \$669,513 of propriety funding in fiscal year 2019 to offset the general fund appropriation reduction in Senate Bill No. 261."

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 3 or below as provided in [section 10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent implementation of subsection (1), then the Montana state library commission general fund appropriation for "Statewide Library Resources" in House Bill No. 2 is reduced by \$669,513 in fiscal year 2019 and the following language is inserted under "MONTANA STATE LIBRARY COMMISSION":

"Statewide Library Resources is appropriated up to \$669,513 of propriety funding in fiscal year 2019 to offset the general fund appropriation reduction in Senate Bill No. 261."

(3) The legislature intends that the appropriation reduction in subsections (1) and (2) be used to reduce general fund appropriations in support of the Montana digital library program by 50%.

(4) The Montana state library commission may allocate the appropriation reductions in subsections (1) and (2) among programs when developing 2019 biennium operating plans.

(5) The appropriation reductions in subsections (1) and (2) are in addition to the across-the-board reduction in general fund appropriations in [section 12]."

Insert: "COORDINATION SECTION. Section 18. Coordination instruction -- level 3 budget reduction -- reduction in appropriation -- Montana historical society -- increase in state special revenue fund authority. (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,192,000,000, as determined by the state treasurer on or before August 15, 2017, and if House Bill No. 2 is passed and approved, then the Montana historical society general fund appropriation for "Research Center" in House Bill No. 2 is reduced by \$608,710 in fiscal year 2018 and \$609,786 in fiscal year 2019 and the following language is inserted under "MONTANA HISTORICAL SOCIETY":

"Research Center is appropriated up to \$608,710 of propriety funding in fiscal year 2018 and \$609,786 of propriety funding in fiscal year 2019 to offset the general fund appropriation reduction in Senate Bill No. 261."

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 3 or below as provided in [section

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10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent implementation of subsection (1), then the Montana historical society general fund appropriation for "Research Center" in House Bill No. 2 is reduced by \$609,786 in fiscal year 2019 and the following language is inserted under "MONTANA HISTORICAL SOCIETY":

"Research Center is appropriated up to \$609,786 of propriety funding in fiscal year 2019 to offset the general fund appropriation reduction in Senate Bill No. 261."

(3) The legislature intends that the appropriation reduction in subsections (1) and (2) be used to reduce general fund appropriations in support of the research center program by 50%.

(4) The Montana historical society may allocate the appropriation reductions in subsections (1) and (2) among programs when developing 2019 biennium operating plans.

(5) The appropriation reductions in subsections (1) and (2) are in addition to the across-the-board reduction in general fund appropriations in [section 12].

(6) If House Bill No. 2 is passed and approved, then the Montana historical society state special revenue fund appropriation for "Museum Program" in House Bill No. 2 is increased by \$97,115 in fiscal year 2018 and \$91,695 in fiscal year 2019. The increase in this subsection (6) is not contingent on revenue projections."

Insert: "COORDINATION SECTION. Section 19. Coordination instruction -- level 3 budget reduction -- fund transfer from lodging facility use tax account. (1) (a) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,192,000,000, as determined by the state treasurer on or before August 15, 2017, then notwithstanding 15-65-121(5), the state treasurer shall transfer the amount provided for in subsection (1)(b) from the state special revenue account provided for in 15-65-121(5) to the general fund during the biennium beginning July 1, 2017. The distributions under 15-65-121(2)(d) must be reduced by the amount that is transferred to the general fund.

(b) The amount of the fund transfer provided for in subsection (1)(a) is equal to 8.1% of the 64.9% that is distributed during the biennium beginning July 1, 2017, under 15-65-121(2)(d). The state treasurer may deposit the amount to the credit of the state general fund periodically during the biennium at the same time as the other distributions, as long as the total amount of the distribution at the end of each fiscal year is equal to 8.1% of the 64.9% of the tax proceeds distributed under 15-65-121(2)(d).

(2)(a) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 3 or below as provided in [section 10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent implementation of subsection (1), then notwithstanding 15-65-121(5), the state treasurer shall transfer the amount provided for in subsection (2)(b) from the state special revenue account provided for in 15-65-121(5) to the general fund during the fiscal year beginning July 1, 2018. The distributions under 15-65-121(2)(d) must be reduced by the amount that is transferred to the general fund.

(b) The amount of the fund transfer provided for in subsection (2)(a) is equal to 8.1% of the 64.9% that is distributed during the fiscal year beginning July 1, 2018, under 15-65-121(2)(d). The state treasurer may deposit the amount to the credit of the state general fund periodically during fiscal year 2019 at the same time as the other distributions, as long as the total amount of the distribution at the end of fiscal year 2019 is equal to 8.1% of the 64.9% of the tax proceeds distributed under 15-65-121(2)(d)."

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Insert: "COORDINATION SECTION. Section 20. Coordination instruction -- level 3 budget reduction -- reduction in appropriation -- department of agriculture. (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,192,000,000, as determined by the state treasurer on or before August 15, 2017, and if House Bill No. 2 is passed and approved, then the department of agriculture general fund appropriation for "Agricultural Development Division" in House Bill No. 2 is reduced by \$128,244 in fiscal year 2018 and \$128,383 in fiscal year 2019.

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 3 or below as provided in [section 10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent implementation of subsection (1), then the department of agriculture general fund appropriation for "Agricultural Development Division" in House Bill No. 2 is reduced by \$128,383 in fiscal year 2019.

(3) The legislature intends that the appropriation reduction in subsections (1) and (2) be used to reduce House Bill No. 2 general fund appropriations in support of the agricultural marketing program by 50%.

(4) The appropriation reductions in subsections (1) and (2) are in addition to the across-the-board reduction in general fund appropriations in [section 12]."

Insert: "COORDINATION SECTION. Section 21. Coordination instruction -- level 3 budget reduction -- reduction in appropriation -- department of public health and human services. (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,192,000,000, as determined by the state treasurer on or before August 15, 2017, and if House Bill No. 2 is passed and approved, then the department of public health and human services general fund appropriation for "Health Resources Division" in House Bill No. 2 is reduced by \$3,500,000 in fiscal year 2018 and \$3,500,000 in fiscal year 2019.

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 3 or below as provided in [section 10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent implementation of subsection (1), then the department of public health and human services general fund appropriation for "Health Resources Division" in House Bill No. 2 is reduced by \$3,500,000 in fiscal year 2019.

(3) The legislature intends that the appropriation reduction in subsections (1) and (2) be used to reduce medicaid provider rates over the 2019 biennium. For the purpose of this subsection (3), the rate reduction must be calculated to provide for percentage based equivalency between all single providers and provider types to ensure that all single provider or provider types are subject to the same reduction percentage.

(4) The appropriation reductions in subsections (1) and (2) are in addition to the across-the-board reduction in general fund appropriations in [section 12]."

Insert: "COORDINATION SECTION. Section 22. Coordination instruction -- level 3 budget reduction -- mental health targeted case management services. (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,192,000,000, as determined by the state treasurer on or before August 15, 2017, then for the biennium beginning July 1, 2017, the department of public

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health and human services general fund appropriation in House Bill No. 2 for the:

(a) "Addictive and Mental Disorder Division" is reduced by \$965,000 in fiscal year 2018 and \$965,000 in fiscal year 2019; and

(b) "Developmental Services Division" is reduced by \$965,000 in fiscal year 2018 and \$965,000 in fiscal year 2019.

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 3 or below as provided in [section 10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent implementation of subsection (1), then the department of public health and human services general fund appropriation in House Bill No. 2 for the:

(a) "Addictive and Mental Disorder Division" is reduced by \$965,000 in fiscal year 2019; and

(b) "Developmental Services Division" is reduced by \$965,000 in fiscal year 2019.

(3) The department of public health and human services shall reduce reimbursements for targeted case management services for adult and children's mental health by the amount of the reductions in subsections (1) and (2).

(4) The department of public health and human services may allocate the appropriation reductions in subsections (1) and (2) among the addictive and mental disorder division and the developmental services division when developing 2019 biennium operating plans."

Insert: "COORDINATION SECTION. Section 23. Coordination instruction -- level 4 -- broadband pay plan -- appropriation void. (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,180,000,000, as determined by the state treasurer on or before August 15, 2017, and if Senate Bill No. 294 is passed and approved, then the general fund appropriations in [section 12 of Senate Bill No. 294] for:

(a) fiscal year 2018 for "Legislative Branch", "Judicial Branch", "Executive Branch", and "Montana University System" are void; and

(b) fiscal year 2019 for "Legislative Branch" is reduced from \$124,184 to \$35,180, "Judicial Branch" is reduced from \$297,576 to \$84,299, "Executive Branch" is reduced from \$3,756,611 to \$1,064,196, and "Montana University System" is reduced from \$3,493,577 to \$1,142,646.

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 4 or below as provided in [section 10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent implementation of subsection (1), and if Senate Bill No. 294 is passed and approved, then the general fund appropriations in [section 12 of Senate Bill No. 294] for fiscal year 2019 for "Legislative Branch" is reduced from \$124,184 to \$35,180, "Judicial Branch" is reduced from \$297,576 to \$84,299, "Executive Branch" is reduced from \$3,756,611 to \$1,064,196, and "Montana University System" is reduced from \$3,493,577 to \$1,142,646."

Insert: "COORDINATION SECTION. Section 24. Coordination instruction -- level 4 budget reduction -- secondary vo-ed. (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,180,000,000, as determined by the state treasurer on or before August 15, 2017, and if House Bill No. 2 is passed and approved, then the office of superintendent of public instruction general fund appropriation for "Secondary Vo-ed" in House Bill No. 2 must be reduced by \$500,000 in fiscal

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year 2018 and by \$500,000 in fiscal year 2019.

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 4 or below as provided in [section 10(3)], and if House Bill No. 2 is passed and approved, then the office of superintendent of public instruction general fund appropriation for "Secondary Vo-ed" in House Bill No. 2 must be reduced by \$500,000 in fiscal year 2019."

Insert: "COORDINATION SECTION. **Section 25. Coordination instruction -- level 4 budget reduction -- data-for-achievement payment.** (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,180,000,000, as determined by the state treasurer on or before August 15, 2017, then:

(a) notwithstanding 20-9-306, 20-9-308, 20-9-325, 20-9-326, 20-9-344, and 20-9-366, the office of public instruction shall suspend payment of the data-for-achievement payment for fiscal year 2018 and fiscal year 2019 and reduce BASE aid payments to school districts accordingly; and

(b) if House Bill No. 2 is passed and approved, the office of superintendent of public instruction general fund appropriation for "K-12 BASE Aid" in House Bill No. 2 must be reduced by \$3,109,347 in fiscal year 2018 and by \$3,180,038 in fiscal year 2019 for the purpose of suspending the data-for-achievement payment.

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 4 or below as provided in [section 10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent implementation of subsection (1), then:

(a) notwithstanding 20-9-306, 20-9-308, 20-9-325, 20-9-326, 20-9-344, and 20-9-366, the office of public instruction shall suspend payment of the data-for-achievement payment for fiscal year 2019 and reduce BASE aid payments to school districts accordingly; and

(b) if House Bill No. 2 is passed and approved, the office of superintendent of public instruction general fund appropriation for "K-12 BASE Aid" in House Bill No. 2 must be reduced by \$3,180,038 in fiscal year 2019 for the purpose of suspending the data-for-achievement payment."

Insert: "COORDINATION SECTION. **Section 26. Coordination instruction -- level 4 budget reduction -- combined fund block grants.** (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,180,000,000, as determined by the state treasurer on or before August 15, 2017, then:

(a) notwithstanding 20-9-630, the office of public instruction shall reduce the amount of the school district combined fund block grants by 47.68% for both fiscal year 2018 and fiscal year 2019; and

(b) if House Bill No. 2 is passed and approved, the office of superintendent of public instruction general fund appropriation for "Reimbursement Block Grants" in House Bill No. 2 must be reduced by \$2,800,000 in fiscal year 2018 and by \$2,800,000 in fiscal year 2019 for the purpose of reducing school district combined fund block grants.

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 4 or below as provided in [section 10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent

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implementation of subsection (1), then:

(a) notwithstanding 20-9-630, the office of public instruction shall reduce the amount of the school district combined fund block grants by 47.68% for fiscal year 2019; and

(b) if House Bill No. 2 is passed and approved, the office of superintendent of public instruction general fund appropriation for "Reimbursement Block Grants" in House Bill No. 2 must be reduced by \$2,800,000 in fiscal year 2019 for the purpose of reducing school district combined fund block grants."

Insert: "COORDINATION SECTION. Section 27. Coordination instruction -- level 4 budget reduction -- natural resource development payment. (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,180,000,000, as determined by the state treasurer on or before August 15, 2017, then:

(a) if House Bill No. 647 is passed and approved, [section 18(2) of House Bill No. 647] must be amended as follows:

"(2) Beginning in fiscal year ~~2019~~ 2020, the superintendent of public instruction shall annually deposit no later than March 31 in the school facility and technology account provided for in 20-9-516 the natural resource development K-12 school facilities payment, which is calculated as the greater of:

(A) ~~\$5.8 million in fiscal year 2019~~; \$6.4 million in fiscal year 2020, \$7.6 million in fiscal year 2021, and \$10 million in fiscal year 2022, increased by an inflationary adjustment calculated as provided in 20-9-326 in each succeeding fiscal year; or

(B) 5% of the oil and natural gas production taxes deposited in the general fund pursuant to 15-36-331(4) for the fiscal year occurring 2 fiscal years prior to the fiscal year of the payment."; and

(b) if House Bill No. 2 is passed and approved, the office of superintendent of public instruction general fund appropriation for the "Natural Resource Development K-12 School Facilities Payment" in House Bill No. 2 for 2019 must be eliminated.

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 4 or below as provided in [section 10(3)], and if prior general fund collections for fiscal year 2017 were high enough to prevent implementation of subsection (1), then:

(a) if House Bill No. 647 is passed and approved, [section 18(2) of House Bill No. 647] must be amended as follows:

"(2) Beginning in fiscal year ~~2019~~ 2020, the superintendent of public instruction shall annually deposit no later than March 31 in the school facility and technology account provided for in 20-9-516 the natural resource development K-12 school facilities payment, which is calculated as the greater of:

(A) ~~\$5.8 million in fiscal year 2019~~; \$6.4 million in fiscal year 2020, \$7.6 million in fiscal year 2021, and \$10 million in fiscal year 2022, increased by an inflationary adjustment calculated as provided in 20-9-326 in each succeeding fiscal year; or

(B) 5% of the oil and natural gas production taxes deposited in the general fund pursuant to 15-36-331(4) for the fiscal year occurring 2 fiscal years prior to the fiscal year of the payment."; and

(b) if House Bill No. 2 is passed and approved, the office of superintendent of public

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instruction general fund appropriation for the "Natural Resource Development K-12 School Facilities Payment" in House Bill No. 2 for 2019 must be eliminated."

Insert: "COORDINATION SECTION. Section 28. Coordination instruction -- level 4 budget reduction -- native language preservation. (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,180,000,000, as determined by the state treasurer on or before August 15, 2017, and if House Bill No. 2 is passed and approved, then the department of commerce general fund appropriation for "Native Language Preservation" in House Bill No. 2 must be reduced by \$125,000 in fiscal year 2018 and by \$125,000 in fiscal year 2019.

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2018 is at level 4 or below as provided in [section 10(3)], and if House Bill No. 2 is passed and approved, then the department of commerce general fund appropriation for "Native Language Preservation" in House Bill No. 2 must be reduced by \$125,000 in fiscal year 2019."

Insert: "COORDINATION SECTION. Section 29. Coordination instruction -- Senate Bill No. 281 and fire suppression account. (1) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is equal to or greater than \$2,209,000,000, as determined by the state treasurer on or before August 15, 2017, and Senate Bill No. 281 and [this act] are passed and approved, and both contain a section that amends 76-13-150, then the sections amending 76-13-150 are void and 76-13-150 must be amended as follows:

"76-13-150. Fire suppression account -- fund transfer. (1) There is a fire suppression account in the state special revenue fund to the credit of the department.

(2) The legislature may transfer money from other funds to the account, and the money in the account is subject to legislative fund transfers.

(3) Funds received for restitution by private parties must be deposited in the account.

(4) Money in the account may be used only for: ~~the purpose of paying expenses for fire prevention, including fuel reduction and mitigation, forest restoration, grants for the purchase of fire suppression equipment for county cooperatives, and~~

(a) fire suppression costs;

(b) fuel reduction and mitigation;

(c) forest restoration;

(d) grants for the purchase of fire suppression equipment for county cooperatives;

(e) forest management projects on federal land;

(f) support for collaborative groups that include at least one representative of an affected county commission that is engaged with a federal forest project and for local governments engaged in litigation related to federal forest projects; and

(g) road maintenance on federal lands.-

(5) Interest earned on the balance of the account is retained in the account.

(6) Except as provided in subsections (7) and (8), by August 15 following the end of each fiscal year, an amount equal to the balance of unexpended and unencumbered general fund money appropriated in excess of 0.5% of the total general fund money appropriated for that fiscal year must be transferred by the state treasurer from the general fund to the fire suppression account.

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General fund appropriations that continue from a fiscal year to the next fiscal year and any general fund appropriations made pursuant to 10-3-310 or 10-3-312 are excluded from the calculation.

(7) The provisions of subsection (6) do not apply in a fiscal year in which reductions required by 17-7-140 occur or if a transfer pursuant to subsection (6) would require reductions pursuant to 17-7-140.

(8) The fund balance in the account may not exceed ~~\$100 million~~ 4% of all general fund appropriations in the second year of the biennium.

~~(9) Up to \$5 million each biennium may be used for the purpose of fuel reduction and mitigation and forest restoration. By August 15 of each even-numbered fiscal year, if the balance in the account at the end of the most recently completed odd-numbered fiscal year exceeds \$40 million, the excess, up to \$5 million, must be used in the biennium for the purposes in subsections (4)(b) through (4)(g). Of that amount, no more than 5% may be used for the purposes of subsection (4)(f).~~

(10) For the fiscal year ending June 30, 2017, the state treasurer may not transfer from the general fund to the fire suppression account.

~~(10)(11)~~ Money in the account is statutorily appropriated, as provided in 17-7-502, to the department for the purposes described in subsection (4)."

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,209,000,000, as determined by the state treasurer on or before August 15, 2017, and Senate Bill No. 281 and [this act] are passed and approved, and both contain a section that amends 76-13-150, then the sections amending 76-13-150 are void and 76-13-150 must be amended as follows:

"76-13-150. Fire suppression account -- fund transfer. (1) There is a fire suppression account in the state special revenue fund to the credit of the department.

(2) The legislature may transfer money from other funds to the account, and the money in the account is subject to legislative fund transfers.

(3) Funds received for restitution by private parties must be deposited in the account.

(4) Money in the account may be used only for: ~~the purpose of paying expenses for fire prevention, including fuel reduction and mitigation, forest restoration, grants for the purchase of fire suppression equipment for county cooperatives, and~~

(a) fire suppression costs;

(b) fuel reduction and mitigation;

(c) forest restoration;

(d) grants for the purchase of fire suppression equipment for county cooperatives;

(e) forest management projects on federal land;

(f) support for collaborative groups that include at least one representative of an affected county commission that is engaged with a federal forest project and for local governments engaged in litigation related to federal forest projects; and

(g) road maintenance on federal lands.-

(5) Interest earned on the balance of the account is retained in the account.

(6) Except as provided in subsections (7) and (8), by August 15 following the end of each fiscal year, an amount equal to the balance of unexpended and unencumbered general fund money appropriated in excess of 0.5% of the total general fund money appropriated for that fiscal year must be transferred by the state treasurer from the general fund to the fire suppression account. General fund appropriations that continue from a fiscal year to the next fiscal year and any general fund appropriations made pursuant to 10-3-310 or 10-3-312 are excluded from the calculation.

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(7) The provisions of subsection (6) do not apply in a fiscal year in which reductions required by 17-7-140 occur or if a transfer pursuant to subsection (6) would require reductions pursuant to 17-7-140.

(8) The fund balance in the account may not exceed ~~\$100 million~~ 4% of all general fund appropriations in the second year of the biennium.

(9) ~~Up to \$5 million each biennium may be used for the purpose of fuel reduction and mitigation and forest restoration. Beginning on July 1, 2019, by August 15 of each even-numbered fiscal year, if the balance in the account at the end of the most recently completed odd-numbered fiscal year exceeds \$40 million, the excess, up to \$5 million, must be used in the biennium for the purposes in subsections (4)(b) through (4)(g). Of that amount, no more than 5% may be used for the purposes of subsection (4)(f).~~

(10) For the fiscal year ending June 30, 2017, the state treasurer may not transfer from the general fund to the fire suppression account.

~~(10)~~(11) Money in the account is statutorily appropriated, as provided in 17-7-502, to the department for the purposes described in subsection (4).""

Insert: "COORDINATION SECTION. Section 30. Coordination instruction -- fire suppression account -- effective July 1, 2019. If Senate Bill No. 281 and [this act] are passed and approved, and both contain a section that amends 76-13-150, then the sections amending 76-13-150 are void and 76-13-150 must be amended as follows:

"76-13-150. Fire suppression account -- fund transfer. (1) There is a fire suppression account in the state special revenue fund to the credit of the department.

(2) The legislature may transfer money from other funds to the account, and the money in the account is subject to legislative fund transfers.

(3) Funds received for restitution by private parties must be deposited in the account.

(4) Money in the account may be used only for: ~~the purpose of paying expenses for fire prevention, including fuel reduction and mitigation, forest restoration, grants for the purchase of fire suppression equipment for county cooperatives, and~~

(a) fire suppression costs;

(b) fuel reduction and mitigation;

(c) forest restoration;

(d) grants for the purchase of fire suppression equipment for county cooperatives;

(e) forest management projects on federal land;

(f) support for collaborative groups that include at least one representative of an affected county commission that is engaged with a federal forest project and for local governments engaged in litigation related to federal forest projects; and

(g) road maintenance on federal lands.-

(5) Interest earned on the balance of the account is retained in the account.

(6) Except as provided in subsections (7) and (8), by August 15 following the end of each fiscal year, an amount equal to the balance of unexpended and unencumbered general fund money appropriated in excess of 0.5% of the total general fund money appropriated for that fiscal year must be transferred by the state treasurer from the general fund to the fire suppression account. General fund appropriations that continue from a fiscal year to the next fiscal year and any general fund appropriations made pursuant to 10-3-310 or 10-3-312 are excluded from the calculation.

(7) The provisions of subsection (6) do not apply in a fiscal year in which reductions

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required by 17-7-140 occur or if a transfer pursuant to subsection (6) would require reductions pursuant to 17-7-140.

(8) The fund balance in the account may not exceed ~~\$100 million~~ 4% of all general fund appropriations in the second year of the biennium.

(9) ~~Up to \$5 million each biennium may be used for the purpose of fuel reduction and mitigation and forest restoration~~ By August 15 of each even-numbered fiscal year, if the balance in the account at the end of the most recently completed odd-numbered fiscal year exceeds \$40 million, the excess, up to \$5 million, must be used in the biennium for the purposes in subsections (4)(b) through (4)(g). Of that amount, no more than 5% may be used for the purposes of subsection (4)(f).

(10) Money in the account is statutorily appropriated, as provided in 17-7-502, to the department for the purposes described in subsection (4)."

Insert: "COORDINATION SECTION. Section 31. Coordination instruction -- House Bill No. 638. (1) If House Bill No. 638 is passed and approved, then:

(a) [section 9 of House Bill No. 638] must be amended as follows:

"Section 9. Effective date dates -- contingency. ~~[This act]~~ (1) Except as provided in subsection (2), [this act] is effective July 1 August 15, 2017.

(2) [Sections 2 through 8] are effective only if on:

(a) August 15, 2017, the state treasurer certifies that unaudited general fund revenue and transfers into the general fund received at the end of fiscal year 2017 are equal to or greater than \$2,220,000,000; or

(b) August 15, 2018, the state treasurer certifies that unaudited general fund revenue and transfers into the general fund received at the end of fiscal year 2018 are equal to or greater than \$2,375,000,000."

(2) If the amount of the certified unaudited state general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than \$2,220,000,000, as determined by the state treasurer on or before August 15, 2017, then:

(a) [section 1 of House Bill No. 638] must be amended as follows:

"Section 1. Appropriation for direct care worker wages. (1) The following amounts are appropriated to the department of public health and human services for the biennium beginning July 1, ~~2017~~ 2018, for a rate increase for developmental disability services providers to be phased in and used as provided in this section:

Fiscal Year ~~2018~~ 2019 \$5,277,977 federal special revenue

 \$2,789,240 state special revenue fund

Fiscal Year 2019 \$12,326,129 federal special revenue

 \$6,526,928 state special revenue fund

(2) Providers must use the appropriation to increase wages only for workers who:

(a) provide direct care;

(b) are employed in community services established pursuant to 53-20-205; and

(c) are not state employees.

(3) Except as provided in subsection (4), the department shall phase in the appropriation ~~on July 1 and January 1 of each year of the biennium~~ in a manner that provides the equivalent of an increase in wages of at least 75 cents an hour per employee.

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(4) (a) If the appropriation is insufficient to provide the equivalent of a biannual increase of 75 cents an hour per employee, the department shall provide the maximum provider rate increase possible from the appropriation.

(b) If the appropriation allows for the equivalent of a ~~biannual~~ an increase of more than 75 cents an hour per employee, the department shall use the full amount of the appropriation to provide the greater increase.

(5) The appropriation in this section is intended to increase medicaid services and not to supplant the general fund in the trended traditional level of appropriation for medicaid services and medicaid provider rates. The appropriation in this section may not be used to provide wages to program managers, administrative staff, management staff, schedulers, nurse supervisors, licensed practical nurses, registered nurses, or case managers.

(6) The legislature intends that the appropriation in this section be considered a part of the ongoing base for the next legislative session.";

(b) [section 2 of House Bill No. 638] must be amended as follows:

"Section 2. Appropriation for direct care worker wages. (1) The following amounts are appropriated to the department of public health and human services for the ~~biennium~~ fiscal year beginning July 1, ~~2017~~ 2018, for a rate increase for home and community-based services waiver direct care workers and for community services personal care assistants to be administered by the senior and long-term care division for elderly and physically disabled individuals, to be phased in and used as provided in this section:

Fiscal Year 2018 <u>2019</u>	\$808,268	federal special revenue
	\$427,144	state special revenue fund
Fiscal Year 2019	\$1,211,568	federal special revenue
	\$641,549	state special revenue fund

(2) Providers may use the appropriation to increase wages only for workers who:

- (a) provide direct care;
- (b) are employed in community services; and
- (c) are not state employees.

(3) The department shall use the appropriation ~~starting on:~~

- ~~— (a) July 1, 2017, to increase wages by at least \$1.50 an hour per employee; and~~
- ~~— (b) July 1, 2018, to increase wages by at least \$2.25 an hour per employee.~~

(4) The appropriation in this section is intended to increase medicaid services and not to supplant the general fund in the trended traditional level of appropriation for medicaid services and medicaid provider rates. The appropriation in this section may not be used to provide wages to program managers, administrative staff, management staff, schedulers, nurse supervisors, licensed practical nurses, registered nurses, or case managers.

(5) The legislature intends that the appropriation in this section be considered a part of the ongoing base for the next legislative session."; and

(c) [section 5 of House Bill No. 638] must be amended as follows:

"Section 5. Transfer of funds to direct care worker wage account. By ~~July 1, 2017~~ August 15, 2018, the state treasurer shall transfer ~~\$1,068,693~~ \$427,144 from the older Montanans trust fund, provided for in 52-3-115, to the direct care worker wage account provided in [section 3] for the ~~biennium beginning~~ fiscal year beginning July 1, ~~2017~~ 2018."

Insert: "COORDINATION SECTION. Section 32. Coordination instruction -- House Bill

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No. 261. (1) If House Bill No. 261 is passed and approved, then [section 2 of House Bill No. 261] must be amended as follows:

"Section 2. Contingent voidness. ~~(1) If the certified unaudited general fund revenue and transfers into the general fund received in fiscal year 2017 are less than \$2,213,000,000 \$2,217,000,000, as determined by the state treasurer on or before August 15, 2017, the statutory appropriation appropriations in 22-1-327 for fiscal year years 2018 is and 2019 are void.~~

~~(2) If the certified unaudited general fund revenue and transfers into the general fund received in fiscal year 2018 are less than \$2,360,000,000, the statutory appropriation in 22-1-327 for fiscal year 2019 is void."~~

(2) The state treasurer shall notify the budget director, the legislative fiscal analyst, and the code commissioner on or before August 15, 2017, regarding whether amount of the certified general fund revenue and transfers into the general fund received at the end of fiscal year 2017 is less than the amount provided in [section 2 of House Bill No. 261], as amended by subsection (1)."

Insert: "NEW SECTION. Section 33. Severability. If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Renumber: subsequent sections

28. Page 18, line 2.

Strike: "[This act]"

Insert: "(1) Except as provided in subsections (2) and (3), [this act]"

Following: line 2

Insert: "(2) [Section 30] is effective July 1, 2019.

(3) [Sections 32 and 33] and this section are effective on passage and approval."

29. Page 18, line 3.

Following: line 2

Insert: "NEW SECTION. Section 35. Termination. [Sections 13, 27, and 29] terminate June 30, 2019."

For the Senate:

L. Jones, Chair
Moore
Sesso

For the House:

Ballance, Vice Chair
Eck

CONFERENCE COMMITTEE
on House Amendments to **Senate Bill 374**
Report No. 001, April 26, 2017

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 374**

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(reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 374** (reference copy -- salmon) be amended as follows:

1. Page 2, line 30 through page 3, line 5.

Strike: "MAY:" on page 2, line 30 through "ACCESS." on page 3, line 5

Insert: "and the electric utility may negotiate ownership and maintenance of the extension."

For the Senate:

Ankney, Chair
Connell
Wolken

For the House:

Zolnikov, Vice Chair
Bishop
O'Hara

MESSAGES FROM THE SENATE

House bill concurred in and returned to the House: 4/25/2017

HB 294, introduced by Price

Governor's amendments to Senate bill concurred in: 4/26/2017

SB 314, introduced by Vincent

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

4/26/2017

HB 376, introduced by Windy Boy

This amended bill is being returned after the deadline for General Bills. Joint rule 40-200 requires a 2/3 vote for the bill to be considered by the receiving house.

HB 586, introduced by Lenz

This amended bill is being returned after the deadline for Appropriation Bills. Joint rule 40-200 requires a 2/3 vote for the bill to be considered by the receiving house.

House bill concurred in and returned to the House: 4/26/2017

HB 226, introduced by Perry

House amendments to Senate joint resolution concurred in: 4/26/2017

SJR 5, introduced by Phillips

Conference Committee Report No.1 adopted: 4/26/2017

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HB 639, introduced by Cook
SB 359, introduced by Blasdel
SB 368, introduced by Richmond

MESSAGES FROM THE GOVERNOR

April 25, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Tuesday, April 25, 2017, I signed the following bills:

HB 37- J. Windy Boy
HB 118 - J. Windy Boy
HB 185 - S. Morigeau
HB 303 - K. Kelker
HB 415 - S. Morigeau

Sincerely,

STEVE BULLOCK
Governor

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative McKamey in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

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SB 314 - Governor's Amendments - Representative Mortensen moved Governor's Amendments to **SB 314** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Sales, Schreiner, Shaw, Skees, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 87

Nays: Bennett, Court, Dudik, Dunwell, Hayman, Hill-Smith, Mandeville, McConnell, Morigeau, Olsen, Peppers, Ryan, Smith.
Total 13

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJR 31 - Representative Zolnikov moved **SJR 31** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Rosendale, Ryan, Sales, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 78

Nays: Beard, Brodehl, B. Brown, Cuffe, Flynn, Galloway, Galt, Glimm, Gunderson, A Hertz, G Hertz, Jones, Lavin, Mandeville, Noland, Redfield, Regier, Ricci, Schreiner, Staffanson, Wagoner, White.
Total 22

Excused: None.
Total 0

Absent or not voting: None.
Total 0

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Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair McKamey moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: McKamey.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Representative White moved the House adjourn Sine Die.

Motion **failed** as follows:

Yeas: Bartel, Beard, Berglee, B. Brown, Burnett, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, C Knudsen, Lavin, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

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Total 34

Nays: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 66

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Essmann moved to suspend the rules and accept the late transmittal of **HB 134**.

Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, McKamey, Mortensen, Noland, Patelis, Regier, Ricci, Rosendale, Sales, Shaw, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, Zolnikov, Mr. Speaker.

Total 52

Nays: Abbott, Bachmeier, Bennett, Berglee, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Flynn, Funk, Galloway, Hamilton, Harris, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, Manzella, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ryan, Schreiner, Skees, Smith, Swanson, Webber, White, Windy Boy, Woods.

Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Tschida moved to reconsider action on **HB 639** and that **HB 639** be placed on second reading on the second agenda on the 86th legislative day.

Motion **failed** as follows:

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Yeas: Bartel, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Flynn, Galloway, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 44

Nays: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Swanson, Webber, Welch, Woods.

Total 56

Excused: None.

Total 0

Absent or not voting: None.

Total 0

House in Recess.

House Reconvened.

Representative Ehli announced the Republicans would caucus.

Representative Eck announced the Democrats would caucus.

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair):

4/26/2017

SB 367, be amended as follows:

1. Title, page 1, line 8 through line 9.

Strike: "THE STATE" on line 8 through "GRANTS AND" on line 9

2. Title, page 1, line 11 through line 14.

Strike: "AUTHORIZING" on line 11 through "GRANTS;" on line 14

3. Title, page 1, line 17 through line 18.

Strike: "REDUCING" on line 17 through "DISTRICTS;" on line 18

Insert: "PROVIDING APPROPRIATIONS;"

4. Page 1, line 23.

Strike: "19"

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Insert: "11"

5. Page 1, line 28.

Strike: "10 through 13"

Insert: "3 through 6"

6. Page 1, line 30 through page 2, line 11.

Strike: subsection (4) through subsection (5) in their entirety

7. Page 2, line 13 through line 15.

Strike: subsection (1) in its entirety

Renumber: subsequent subsections

8. Page 2, line 17.

Following: "6"

Strike: "and"

Insert: ", "

Following: "7"

Insert: ", and 586"

9. Page 2, line 20.

Strike: "[section 16]"

Insert: "[section 9]"

10. Page 2, line 22 through page 5, line 15.

Strike: section 3 through section 9 in their entirety

Renumber: subsequent sections

11. Page 5, line 17.

Following: "Authorization of"

Insert: "and appropriations for"

12. Page 5, line 18.

Strike: the second "authorized"

Insert: "appropriated"

13. Page 5, line 23.

Strike: "\$25"

Insert: "\$22"

Strike: "\$3"

Insert: "\$6"

14. Page 5, line 26.

Following: line 25

Insert: "DEPARTMENT OF FISH, WILDLIFE, AND PARKS"

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Makoshika Park Water Line, Campground, and Other Improvements \$1.5 million (CPA)"

15. Page 6, line 9.

Strike: "[section 10]"

Insert: "[section 3]"

16. Page 6, line 14.

Strike: "[section 10]"

Insert: "[section 3]"

17. Page 6, line 28.

Strike: "\$88.8"

Insert: "\$70.3"

18. Page 6, line 30.

Strike: "\$35.4"

Insert: "\$33.9"

19. Page 7, line 2 through line 3.

Strike: subsection (b) in its entirety

Renumber: subsequent subsections

20. Page 7, line 4.

Strike: "\$9.6"

Insert: "\$11.3"

21. Page 7, line 5.

Strike: "2(2)"

Insert: "2(1)"

Following: "\$8.2"

Strike: "amount"

Insert: "million"

Strike: "authorized"

Insert: "appropriated"

22. Page 7, line 7.

Following: "\$1.4"

Strike: "amount"

Insert: "million"

Strike: "authorized"

Insert: "appropriated"

23. Page 7, line 9.

Strike: "\$38.8"

Insert: "\$25.1"

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24. Page 7, line 10.

Strike: "2(3)"

Insert: "2(2)"

Strike: "authorized"

Insert: "appropriated"

25. Page 7, line 12.

Strike: "\$30"

Insert: "\$16.3"

Strike: "authorized"

Insert: "appropriated"

26. Page 7, line 13.

Insert: "16"

Strike: "9"

27. Page 7, line 14 through line 19.

Strike: subsection (4) in its entirety

Renumber: subsequent subsections

28. Page 7, line 25.

Strike: "14(3)"

Insert: "7(3)"

29. Page 7, line 30.

Strike: "authorized"

Insert: "appropriated"

30. Page 8, line 10.

Strike: "\$30"

Insert: "\$16.3"

31. Page 8, line 11.

Strike: "2(2)"

Insert: "2(1)"

32. Page 11, line 10.

Strike: "16"

Insert: "9"

33. Page 11, line 13.

Strike: "16(3)"

Insert: "9(3)"

34. Page 11, line 15 through line 17.

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Strike: section 19 in its entirety

Renumber: subsequent sections

35. Page 12, line 2 through line 10.

Strike: subsection (1) in its entirety

Renumber: subsequent subsections

36. Page 12, line 11 through line 12.

Strike: "[section 14(3) of this act]"

Insert: "[section 7(3) of this act]"

Strike: "[section 14(3)(b) of this act]"

Insert: "[section 7(3)(b) of this act]"

37. Page 12, line 15.

Strike: "[section 2(2)]"

Insert: "[section 2(1)]"

Strike: "authorized"

Insert: "appropriated"

38. Page 12, line 18 through line 19.

Strike: "[section 14(3) of this act]"

Insert: "[section 7(3) of this act]"

39. Page 12, line 19.

Strike: "[section 14(3)(b) of this act]"

Insert: "[section 7(3)(b) of this act]"

40. Page 12, line 22.

Strike: "[section 2(2)]"

Insert: "[section 2(1)]"

Strike: "authorized"

Insert: "appropriated"

41. Page 12, line 26 through line 27.

Strike: the first "[section 14(3) of this act]"

Insert: "[section 7(3) of this act]"

Following: "million"

Strike: "and" on line 26 through "stricken" on line 27

42. Page 12, line 28.

Following: line 27

Insert: " (4)(a) [Section 7(3)(b) of this act] includes an allocation of \$1.7 million of bond proceeds for the purposes of House Bill No. 586, a grant to the city of Laurel for a water intake project.

(b) If House Bill No. 586 is not passed and approved appropriating funds from the state and

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local infrastructure account administered by the department of natural resources and conservation for the purpose of a grant to the city of Laurel for a water intake project, the total amount of bonding authorized in [section 7(3) of this act] must be reduced by \$1.7 million and the amount of bond proceeds deposited in the state and local infrastructure account in [section 7(3)(b) of this act] must be reduced by \$1.7 million."

Renumber: subsequent subsections

43. Page 12, line 28.

Strike: "[section 14(3) of this act]"

Insert: "[section 7(3) of this act]"

44. Page 12, line 29.

Strike: "[section 14(3)(c) of this act]"

Insert: "[section 7(3)(c) of this act]"

45. Page 13, line 1.

Strike: "\$30"

Insert: "\$16.3"

46. Page 13, line 2.

Strike: "[section 2(3)]"

Insert: "[section 2(2)]"

Strike: "authorized"

Insert: "appropriated"

47. Page 13, line 10 through line 11

Strike: "[sections 14 and 15]"

Insert: "[sections 7 and 8]"

48. Page 13, line 4

Strike: "16"

Insert: "9"

And, as amended, be concurred in. Report adopted.

MOTIONS

Representative Ehli moved to suspend the rules and accept the late transmittal of **HB 376**.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Ballance, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey,

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Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 58

Nays: Anderson, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, A Hertz, G Hertz, Holmlund, Jones, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Ehli moved to suspend the rules and accept the late transmittal of **HB 586**.

Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Z. Brown, Court, Cuffe, Curdy, Curtis, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 83

Nays: Beard, Brodehl, B. Brown, Burnett, Cook, Custer, Galloway, Galt, Glimm, A Hertz, Lavin, Manzella, Noland, Regier, Rosendale, Shaw, White.

Total 17

Excused: None.

Total 0

Absent or not voting: None.

Total 0

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for

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consideration of business on second reading. Motion carried. Representative McKamey in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 95 - Free Conference Committee Report - Representative Ballance moved the Free Conference Committee Report to **SB 95** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Wagoner, Webber, Welch, Woods, Mr. Speaker.
Total 72

Nays: Beard, Berglee, B. Brown, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, Mandeville, Manzella, Morigeau, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Tschida, Usher, Vinton, Webb, White, Windy Boy, Zolnikov.
Total 28

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 261 - Free Conference Committee Report - Representative Ballance moved the Free Conference Committee Report to **SB 261** be adopted. Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Patelis, Peppers, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.
Total 78

Nays: Abbott, Bachmeier, Bishop, Z. Brown, Court, Dudik, Dunwell, Ellis, Funk, Galloway, Hamilton, Harris, Hayman, Jacobson, Karjala, Mortensen, Olsen, Perry, Pierson, Swanson,

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White, Zolnikov.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 55 - Governor's Amendments - Representative Redfield moved Governor's Amendments to **SB 55** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 84

Nays: Cuffe, Galloway, Harris, A Hertz, G Hertz, Hopkins, Mandeville, Regier, Rosendale, Skees, Tschida, Usher, Vinton, Wagoner, White, Zolnikov.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 586 - Senate Amendments - Representative Lenz moved Senate Amendments to **HB 586** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 75

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Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Ehli, Flynn, Galloway, Galt, Glimm, Gunderson, A Hertz, G Hertz, Holmlund, Manzella, Noland, Regier, Rosendale, Skees, Trebas, Tschida, Vinton, White, Zolnikov.

Total 25

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 374 - Conference Committee Report - Representative O'Hara moved the Conference Committee Report to **SB 374** be adopted. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 93

Nays: Beard, Galloway, C Knudsen, Mandeville, Manzella, Rosendale, White.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 367 - Representative Cuffe moved **SB 367** be concurred in.

SB 367 - Representative Usher moved **SB 367**, second reading copy, be amended as follows:

1. Page 13.

Following: line 17

Insert: "COORDINATION SECTION. **Section 15. Coordination instruction.** If both [this act] and House Bill No. 473 are passed and approved, then House Bill No. 473 is void."

Renumber: subsequent sections

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Amendment **not** adopted as follows:

Yeas: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 43

Nays: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 57

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 367 - Representative A. Hertz moved **SB 367**, second reading copy, be amended as follows:

1. Page 5, line 24.

Strike: line 24 in its entirety

Insert: "Retractable Roof for Washington Grizzly Stadium - UM Missoula"

Amendment **not** adopted as follows:

Yeas: Bartel, Berglee, Burnett, Galt, Greef, Gunderson, A Hertz, G Hertz, C Knudsen, Mandeville, Mortensen, Noland, Regier, Rosendale, Skees, Staffanson, Trebas, Tschida, Wagoner, White, Zolnikov.

Total 21

Nays: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Bishop, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Garner, Glimm, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

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Total 78

Excused: None.

Total 0

Absent or not voting: Brodehl.

Total 1

SB 367 - Representative C. Knudsen moved **SB 367**, second reading copy, be amended as follows:

1. Page 7, line 3.

Strike: "\$70.3"

Insert: "\$210.3"

2. Page 7, line 8.

Strike: "\$11.3"

Insert: "\$151.3"

3. Page 7, line 9 through line 13.

Strike: "\$8.2" on line 9 through "House Bill 7" on line 13

Insert: ", for the biennium beginning July 1, 2017, the following is appropriated from the account to the department of natural resources and conservation:

(i) \$8.2 million for projects listed in House Bill 6;

(ii) \$1.4 million for projects listed in House Bill 7; and

(iii) \$140 million for the St. Mary's diversion and canal rehabilitation project"

4. Page 12, line 18 through line 22.

Strike: "7(3)(B)" on line 18 through "7."" on line 22

Insert: "7(3)(b)(i) of this act] is void."

5. Page 12, line 25 through line 29.

Strike: "(7)(3)(B)" on line 25 through "6."" on line 29

Insert: "7(3)(b)(ii) of this act] is void."

Amendment **not** adopted as follows:

Yeas: Ballance, Bartel, Beard, Berglee, B. Brown, Doane, Flynn, Galt, Gunderson, Hamlett, C Knudsen, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Shaw, Skees, Smith, Staffanson, Tschida, Wagoner, White, Zolnikov, Mr. Speaker.

Total 28

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Glimm, Greef, Grubbs, Hamilton, Harris, Hayman, A Hertz, G

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Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods.

Total 72

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 367 - Representative Usher moved **SB 367**, second reading copy, be amended as follows:

1. Page 13.

Following: line 17

Insert: "COORDINATION SECTION. Section 15. Coordination instruction. If both [this act] and House Bill No. 639 are passed and approved, then:

(1) [section 4 of House Bill No. 639] is void; and

(2) [section 12 of House Bill No. 639] must be amended as follows:

"COORDINATION SECTION. Section 12. Coordination instruction. If both [this act] and House Bill No. 2 are passed and approved, then the following language must be inserted in Section B of House Bill No. 2 under "Human and Community Services Division":

The increased appropriations provided in [section 11 of House Bill No. 639] to the Stars to Quality Program are one time only and are not to be included in the base in the 2021 budget planning process. The increased appropriations are to expand the program and increase access to preschool for 4- and 5-year-old children. ~~The department shall use the money to create and support pilot programs to test multiple delivery models, including public programs, private programs, and mixed delivery programs through public-private partnerships. The department may use funds to support preschool programs, including startup and training costs. In establishing the pilot programs, the department shall ensure that pilot programs are included in programs in rural and urban areas.~~ The department shall file a report with the 2019 legislature and present the report to the education and local government committee, the legislative finance committee, and the children, families, health, and human services committee by September 1, 2018. The report must:

(1) address the demand for programs and the impact on current providers, with a specific focus on rural communities;

(2) evaluate the benefits and disadvantages of various delivery models;

(3) analyze advancements in kindergarten readiness for children participating in the programs; and

(4) make recommendations for the program."

Renumber: subsequent sections

Amendment **not** adopted as follows:

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Yeas: Bartel, Beard, Berglee, B. Brown, Burnett, Doane, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Jones, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, White, Zolnikov.

Total 35

Nays: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 65

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 367 - Representative Brodehl moved for cloture. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 87

Nays: Cuffe, Kipp III, Mandeville, Olsen, Pierson, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Zolnikov.

Total 13

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 367 - Be concurred in motion for **SB 367** carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Wagoner, Webber, Welch, Windy Boy, Woods, Zolnikov.
Total 63

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, A Hertz, G Hertz, Holmlund, Jones, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Webb, White, Mr. Speaker.
Total 37

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Ehli moved the committee rise, report progress, and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair McKamey moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 84

Nays: Beard, Berglee, Fern, Galloway, Gunderson, Mandeville, Mortensen, Skees, Staffanson, Tschida, Usher, Wagoner, White.
Total 13

Excused: None.
Total 0

Absent or not voting: B. Brown, McKamey, Noland.
Total 3

MESSAGES FROM THE GOVERNOR

HOUSE JOURNAL
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April 26, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Wednesday, April 26, 2017, I returned the following bills with amendments.

HB 405 - R. Cook
HB 550 - J. Essmann

Sincerely,

STEVE BULLOCK
Governor

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Mr. Speaker in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 550 - Governor's Amendments - Representative Essmann moved Governor's Amendments to **HB 550** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.
Total 86

Nays: Beard, Berglee, Galloway, Galt, A Hertz, G Hertz, C Knudsen, Mandeville, Manzella, Vinton, White, Zolnikov.
Total 12

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Excused: None.

Total 0

Absent or not voting: Brodehl, Cuffe.

Total 2

HB 405 - Governor's Amendments - Representative Cook moved Governor's Amendments to **HB 405** be concurred in. Motion carried as follows:

Yeas: Abbott, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 69

Nays: Anderson, Bartel, Beard, Berglee, B. Brown, Burnett, Essmann, Flynn, Galloway, Glimm, Gunderson, Harris, A Hertz, G Hertz, Jones, C Knudsen, Mandeville, McKamey, Noland, Redfield, Regier, Rosendale, Skees, Tschida, Usher, Vinton, Wagoner, Webb, Zolnikov.

Total 29

Excused: None.

Total 0

Absent or not voting: Cuffe, Hopkins.

Total 2

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Tschida moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 95

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Nays: G Hertz, Olsen, Woods.

Total 3

Excused: None.

Total 0

Absent or not voting: Cuffe, Hopkins.

Total 2

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 308 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods.

Total 77

Nays: Beard, Brodehl, B. Brown, Burnett, Flynn, Galt, Glimm, Gunderson, Harris, G Hertz, Jones, C Knudsen, McKamey, Mortensen, Noland, Redfield, Regier, Rosendale, Staffanson, Tschida, Vinton, Zolnikov, Mr. Speaker.

Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 391 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Usher, Webber, Welch, Windy Boy, Woods.

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Total 61

Nays: Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galt, Glimm, Gunderson, Harris, G Hertz, Holmlund, Jones, C Knudsen, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 639 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 61

Nays: Bartel, Beard, Berglee, B. Brown, Burnett, Doane, Essmann, Flynn, Galloway, Glimm, Gunderson, Harris, A Hertz, G Hertz, Hopkins, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 132 concurred in as follows:

Yeas: Abbott, Anderson, Ballance, Bartel, Beard, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Dudik, Ehli, Essmann, Fern, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McKamey, Mortensen, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci,

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Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 84

Nays: Bachmeier, Bennett, Court, Curtis, Dunwell, Eck, Ellis, Fleming, Hamilton, Hayman, Karjala, McConnell, Morigeau, Olsen, Webber, Woods.

Total 16

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 359 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dudik, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Mortensen, Noland, O'Hara, Patelis, Perry, Pierson, Price, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 91

Nays: Bishop, Curtis, Dunwell, Eck, Galloway, Morigeau, Olsen, Peppers, Woods.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 368 concurred in as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Mr. Speaker.

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Total 52

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods, Zolnikov.

Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 32 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 88

Nays: Bartel, Brodehl, B. Brown, Flynn, Galt, Glimm, Gunderson, C Knudsen, Mortensen, Redfield, Regier, Staffanson.

Total 12

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Windy Boy moved to suspend the rules and accept the late transmittal of **HB 376**.

Motion **failed** as follows:

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Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 55

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, A Hertz, G Hertz, Holmlund, Jones, C Knudsen, Lavin, Lenz, Manzella, Mortensen, Noland, O'Hara, Patelis, Peppers, Redfield, Regier, Ricci, Rosendale, Skees, Smith, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Eck moved to suspend the rules and place HB 8 on second reading on the 87th legislative day.

Motion passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 80

Nays: Beard, Brodehl, B. Brown, Burnett, Flynn, Galloway, Gunderson, A Hertz, C Knudsen, Manzella, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Tschida, Wagoner, White.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 8:00 a.m., Thursday, April 27, 2017.
Motion carried.

House adjourned at 6:16 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
EIGHTY-SEVENTH LEGISLATIVE DAY**

Helena, Montana
April 27, 2017

House Chambers
State Capitol

House convened at 8:00 a.m. Mr. Speaker presiding. Invocation by Representative Tschida. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

Representative Z. Brown rose for a **Point of Personal Privilege** to apologize for his comments made during discussion on an amendment to **SB 367**.

BILLS (Ricci, Chair):

4/27/2017

Examined by the sponsor and found to be correct: **HB 133**.

Signed by the Speaker at 9:00 a.m., April 27, 2017: **HB 2, HB 4, HB 5, HB 61, HB 70, HB 77, HB 94, HB 110, HB 131, HB 141, HB 144, HB 145, HB 205, HB 209, HB 219, HB 224, HB 228, HB 245, HB 261, HB 280, HB 283, HB 294, HB 360, HB 368, HB 383, HB 387, HB 390, HB 407, HB 424, HB 433, HB 434, HB 458, HB 473, HB 487, HB 507, HB 533, HB 541, HB 562, HB 565, HB 583, HB 589, HB 600, HB 604, HB 618, HB 638, HB 642, HB 647, HB 648, HB 650, HB 652, HB 661.**

Signed by the Chief Clerk at 11:00 a.m., April 27, 2017: **HB 2, HB 4, HB 5, HB 61, HB 70, HB 77, HB 94, HB 110, HB 131, HB 141, HB 144, HB 145, HB 205, HB 209, HB 219, HB 224, HB 228, HB 245, HB 261, HB 280, HB 283, HB 294, HB 360, HB 368, HB 383, HB 387, HB 390, HB 407, HB 424, HB 433, HB 434, HB 458, HB 473, HB 487, HB 507, HB 533, HB 541, HB 562, HB 565, HB 583, HB 589, HB 600, HB 604, HB 618, HB 638, HB 642, HB 647, HB 648, HB 650, HB 652, HB 661.**

Delivered to the Secretary of State at 9:47 a.m., April 27, 2017: **HJR 6, HJR 9, HJR 15, HJR 17, HJR 18, HJR 20, HJR 22, HJR 24, HJR 25.**

MESSAGES FROM THE SENATE

House amendments to Senate bill concurred in:

4/26/2017

SB 168, introduced by Malek

Governor's amendments to Senate bills concurred in and returned to the House:

4/26/2017

SB 55, introduced by Salomon

SB 307, introduced by L. Jones

Free Conference Committee Report No.1 adopted:

4/26/2017

SB 95, introduced by L. Jones

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SB 261, introduced by L. Jones

Conference Committee Report No.1 adopted: 4/26/2017

SB 374, introduced by Ankney

HB 83 - The Senate failed to concur with the Governor's Amendments:

4/24/2017

HB 83, introduced by B. Bennett

MESSAGES FROM THE GOVERNOR

April 26, 2017

Representative Austin Knudsen, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Knudsen:

On Wednesday, April 26, 2017, I returned the following bills with amendments.

HB 405 - R. Cook
HB 550 - J. Essmann

Sincerely,

STEVE BULLOCK
Governor

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Ehli moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative C. Knudsen in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 8 - Representative Keane moved **HB 8** do pass. Motion carried as follows:

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Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, Brodehl, B. Brown, Burnett, Cook, Court, Cuffe, Curdy, Custer, Doane, Dunwell, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, Morigeau, Mortensen, Noland, O'Hara, Olsen, Patelis, Peppers, Price, Ricci, Rosendale, Ryan, Sales, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 78

Nays: Abbott, Z. Brown, Curtis, Dudik, Ellis, Flynn, Funk, Galloway, Hamilton, Hayman, Jacobson, Karjala, Perry, Pierson, Redfield, Regier, Schreiner, Skees, Wagoner, White.

Total 20

Excused: None.

Total 0

Absent or not voting: G Hertz, McKamey.

Total 2

SB 307 - Governor's Amendments - Representative Essmann moved the Governor's Amendments to **SB 307** be concurred in. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Webb, Webber, Welch, Windy Boy, Woods.

Total 71

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Ehli, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, G Hertz, Holmlund, C Knudsen, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Tschida, Wagoner, White, Zolnikov, Mr. Speaker.

Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 294 - Free Conference Committee Report - Representative Ballance moved the Free Conference Committee report to **SB 294** be adopted. Motion carried as follows:

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Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Woods.

Total 58

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Jones, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Ehli moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair C. Knudsen moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Beard, Bennett, Berglee, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 89

Nays: Bartel, G Hertz, Mandeville, Manzella, Noland, Redfield, Skees, Staffanson, White, Zolnikov.

Total 10

Excused: None.

Total 0

Absent or not voting: B. Brown.

Total 1

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 405 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Brodehl, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 70

Nays: Bartel, Beard, Berglee, B. Brown, Burnett, Essmann, Flynn, Galloway, Glimm, Gunderson, Harris, A Hertz, G Hertz, Jones, C Knudsen, Mandeville, Manzella, Mortensen, Noland, O'Hara, Olsen, Regier, Rosendale, Skees, Tschida, Usher, Wagoner, Webb, White, Zolnikov.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 550 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Perry, Pierson, Price, Redfield, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, Windy Boy, Mr. Speaker.

Total 89

Nays: Beard, Galloway, Galt, G Hertz, Mandeville, Noland, Peppers, Regier, White, Woods, Zolnikov.

Total 11

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

HB 586 passed as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Berglee, Bishop, Z. Brown, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Woods, Mr. Speaker.

Total 78

Nays: Bartel, Beard, Brodehl, B. Brown, Burnett, Cook, Ehli, Galloway, Galt, Glimm, Gunderson, A Hertz, G Hertz, C Knudsen, Manzella, Noland, Regier, Rosendale, Shaw, Skees, Tschida, Zolnikov.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 55 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Cook, Curtis, Custer, Doane, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fleming, Flynn, Funk, Galt, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McKamey, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Vinton, Webb, Webber, Welch, Woods, Mr. Speaker.

Total 70

Nays: Brodehl, Court, Cuffe, Curdy, Dudik, Fitzgerald, Galloway, Glimm, Harris, A Hertz, G Hertz, Hopkins, Jones, Knokey, Mandeville, Manzella, McConnell, Morigeau, Mortensen, Noland, Regier, Rosendale, Skees, Staffanson, Tschida, Usher, Wagoner, White, Windy Boy, Zolnikov.

Total 30

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

SB 95 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 75

Nays: Beard, Berglee, B. Brown, Doane, Flynn, Galloway, Glimm, Gunderson, Harris, A Hertz, Mandeville, Manzella, Morigeau, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Tschida, Usher, Webb, White, Zolnikov.

Total 25

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 261 concurred in as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Curdy, Custer, Doane, Eck, Ehli, Essmann, Fern, Fitzgerald, Fleming, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jones, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, O'Hara, Patelis, Peppers, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 73

Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, Z. Brown, Court, Curtis, Dudik, Dunwell, Ellis, Funk, Galloway, Hamilton, Harris, Hayman, Jacobson, Karjala, Morigeau, Mortensen, Noland, Olsen, Price, Swanson, Webb, White, Zolnikov.

Total 27

Excused: None.

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Total 0

Absent or not voting: None.

Total 0

SB 314 concurred in as follows:

Yeas: Anderson, Ballance, Beard, Berglee, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Cuffe, Curdy, Curtis, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Funk, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harris, A Hertz, G Hertz, Holmlund, Jacobson, Jones, Keane, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Manzella, McKamey, Mortensen, O'Hara, Patelis, Perry, Pierson, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Webber, Welch, White, Windy Boy, Mr. Speaker.

Total 68

Nays: Abbott, Bachmeier, Bartel, Bennett, Bishop, Court, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Hamilton, Hayman, Hill-Smith, Hopkins, Karjala, Kelker, Mandeville, McCarthy, McConnell, Morigeau, Noland, Olsen, Peppers, Price, Ryan, Schreiner, Smith, Swanson, Woods, Zolnikov.

Total 32

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 367 failed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Welch, Windy Boy, Woods.

Total 65

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, A Hertz, G Hertz, C Knudsen, Lenz, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 35

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 374 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Noland, O'Hara, Patelis, Peppers, Perry, Pierson, Price, Redfield, Regier, Ricci, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 86

Nays: Beard, Cuffe, Galloway, Galt, Gunderson, Harris, C Knudsen, Mandeville, Manzella, Mortensen, Olsen, Rosendale, Webb, White.

Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SJR 31 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Burnett, Cook, Court, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, C Knudsen, Lenz, Loge, Lynch, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, O'Hara, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ricci, Rosendale, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart-Per, Swanson, Trebas, Usher, Wagoner, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 74

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Cuffe, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Jones, Knokey, Lavin, Mandeville, Noland, Redfield, Regier, Staffanson, Tschida, Vinton, Webb, White.

Total 26

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Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Hopkins moved to reconsider action on **SB 367** and that **SB 367** be placed on third reading on the 88th legislative day.

Motion **passed** as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Welch, Windy Boy, Woods.

Total 58

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Galt moved the House Adjourn Sine Die.

Motion **failed** as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 44

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy,

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Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 56

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Harris moved the House Adjourn Sine Die.

Motion **failed** as follows:

Yeas: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 42

Nays: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas, Webber, Welch, Windy Boy, Woods.

Total 58

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Cuffe moved to suspend the rules and place **HB 8** on third reading on a second agenda on the 87th legislative day:

Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galt, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz,

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Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Patelis, Ricci, Rosendale, Staffanson, Stewart-Per, Trebas, Usher, Vinton, Webb, Welch, Zolnikov, Mr. Speaker.

Total 44

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Galloway, Garner, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Redfield, Regier, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Swanson, Tschida, Wagoner, Webber, White, Windy Boy, Woods.

Total 56

Excused: None.

Total 0

Absent or not voting: None.

Total 0

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Representative Ehli moved that the House adjourn until 8:00 a.m., Friday, April 28, 2017. Motion carried.

House adjourned at 8:40 a.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
65TH LEGISLATURE
EIGHTY-EIGHTH LEGISLATIVE DAY**

Helena, Montana
April 28, 2017

House Chambers
State Capitol

House convened at 8:00 a.m. Mr. Speaker presiding. Invocation by Representative Brodehl. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Mortensen, excused. Quorum present.

BILLS (Ricci, Chair):

4/28/2017

Correctly printed: **HB 8.**

Correctly enrolled: **HB 226, HB 308, HB 391, HB 586, HB 639, HJR 28.**

Examined by the sponsor and found to be correct: **HB 226, HB 308, HB 391, HB 462, HB 586.**

Transmitted to the Senate: **SB 12, SB 19, SB 48, SB 51, SB 71, SB 72, SB 78, SB 83, SB 96, SB 102, SB 104, SB 145, SB 150, SB 171, SB 185, SB 192, SB 195, SB 206, SB 212, SB 214, SB 226, SB 232, SB 234, SB 236, SB 243, SB 249, SB 251, SB 280, SB 289, SB 297, SB 298, SB 300, SB 301, SB 305, SB 306, SB 313, SB 330, SB 335, SB 338, SB 353, SB 354, SB 361, SB 375, SB 376, SB 377, SJR 8, SJR 24.**

Signed by the Speaker at 10:00 a.m., April 28, 2017: **HB 226, HB 308, HB 391, HB 462, HB 586, HB 639.**

Signed by the Chief Clerk at 11:30 a.m., April 28, 2017: **HB 226, HB 308, HB 391, HB 462, HB 586, HB 639.**

Signed by the President at 12:01 p.m., April 28, 2017: **HB 6, HB 7, HB 9, HB 11, HB 142, HB 344, HB 365, HB 373, HB 61, HB 94, HB 487, HB 565, HB 583, HB 589, HB 600, HB 642, HB 661.**

Delivered to the Governor for approval at 1:54 p.m., April 28, 2017: **HB 6, HB 7, HB 9, HB 11, HB 142, HB 344, HB 365, HB 373.**

MOTIONS

HB 8 - Representative Eck moved consideration of **HB 8** be placed at the bottom of the third reading board.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz,

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Mandeville, Manzella, McKamey, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 57

Excused: Mortensen.

Total 1

Absent or not voting: None.

Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 8 failed as follows:

Yeas: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Smith, Staffanson, Trebas, Tschida, Usher, Vinton, Webb, Welch, Zolnikov, Mr. Speaker.

Total 53

Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Skees, Stewart-Per, Swanson, Wagoner, Webber, White, Windy Boy, Woods.

Total 46

Excused: Mortensen.

Total 1

Absent or not voting: None.

Total 0

SB 294 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bennett, Bishop, Z. Brown, Cook, Court, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Trebas,

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Webber, Welch, Windy Boy, Woods.

Total 58

Nays: Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cuffe, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Jones, C Knudsen, Lenz, Mandeville, Manzella, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 41

Excused: Mortensen.

Total 1

Absent or not voting: None.

Total 0

SB 307 concurred in as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Beard, Bennett, Bishop, Brodehl, Z. Brown, Burnett, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, A Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Lenz, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Redfield, Ricci, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Trebas, Usher, Vinton, Wagoner, Webber, Welch, Windy Boy, Woods, Mr. Speaker.

Total 78

Nays: Berglee, B. Brown, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, G Hertz, C Knudsen, Mandeville, Manzella, Noland, O'Hara, Regier, Rosendale, Skees, Tschida, Webb, White, Zolnikov.

Total 21

Excused: Mortensen.

Total 1

Absent or not voting: None.

Total 0

SB 367 failed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Usher, Vinton, Webber, Welch, Windy Boy, Woods.

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Total 64

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, A Hertz, G Hertz, Jones, C Knudsen, Lenz, Manzella, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 35

Excused: Mortensen.

Total 1

Absent or not voting: None.

Total 0

ANNOUNCEMENTS

Representative Cuffe moved to reconsider action on **HB 8** and that **HB 8** be placed on third reading on this 88th legislative day.

Representative Ehli objected.

Mr. Speaker ruled the motion out of order.

Representative Doane moved the House Adjourn Sine Die.

Motion **failed** as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 47

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.

Total 53

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

The House was in Recess.

The House Reconvened.

MOTIONS

Representative Cuffe moved to reconsider action on **HB 8** and that **HB 8** be placed on third reading on this 88th legislative day.

Representative Woods moved a substitute motion to reconsider action on **SB 367** and that **SB 367** be placed on third reading this 88th legislative day.

Mr. Speaker ruled the motion out of order.

Representative Woods withdrew his motion.

Motion to reconsider **HB 8** carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Ballance, Bartel, Bennett, Berglee, Bishop, Brodehl, B. Brown, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harris, Hayman, A Hertz, G Hertz, Hill-Smith, Holmlund, Hopkins, Jacobson, Jones, Karjala, Keane, Kelker, Kipp III, Knokey, C Knudsen, Lavin, Lenz, Loge, Lynch, Mandeville, Manzella, McCarthy, McConnell, McKamey, Morigeau, Mortensen, Olsen, Patelis, Peppers, Perry, Pierson, Price, Regier, Rosendale, Ryan, Sales, Schreiner, Shaw, Smith, Staffanson, Stewart-Per, Swanson, Tschida, Vinton, Webb, Webber, Welch, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 87

Nays: Beard, Burnett, Flynn, Galloway, Noland, O'Hara, Redfield, Ricci, Skees, Trebas, Wagoner, White.
Total 12

Excused: None.
Total 0

Absent or not voting: Usher.
Total 1

Representative Eck moved to reconsider action on **SB 367** and that **SB 367** be placed at the top of the third reading board on this 88th legislative day.

Motion **passed** as follows:

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Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Vinton, Webber, Welch, Windy Boy, Woods.

Total 59

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, Mortensen, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Wagoner, Webb, White, Zolnikov, Mr. Speaker.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Essmann moved to suspend the rules to accept **HB 134** and placed on third reading this 88th legislative day.

Motion **failed** as follows:

Yeas: Anderson, Ballance, Bartel, Brodehl, Cook, Cuffe, Custer, Doane, Essmann, Fitzgerald, Galt, Garner, Greef, Grubbs, Hamlett, Harris, Holmlund, Hopkins, Jones, C Knudsen, Lavin, Lenz, Loge, Mandeville, McKamey, Patelis, Redfield, Sales, Shaw, Smith, Staffanson, Stewart-Per, Trebas, Usher, Vinton, Webb, Welch, Mr. Speaker.

Total 38

Nays: Abbott, Bachmeier, Beard, Bennett, Berglee, Bishop, B. Brown, Z. Brown, Burnett, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ehli, Ellis, Fern, Fleming, Flynn, Funk, Galloway, Glimm, Gunderson, Hamilton, Hayman, A Hertz, G Hertz, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lynch, Manzella, McCarthy, McConnell, Morigeau, Noland, O'Hara, Olsen, Peppers, Perry, Pierson, Price, Regier, Ricci, Rosendale, Ryan, Schreiner, Skees, Swanson, Tschida, Wagoner, Webber, White, Windy Boy, Woods, Zolnikov.

Total 61

Excused: None.

Total 0

Absent or not voting: Mortensen.

Total 1

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Representative Usher moved consideration of **HB 8** be placed at the top of the third reading board.

Motion **failed** as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Flynn, Galloway, Galt, Glimm, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, McKamey, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Zolnikov, Mr. Speaker.
Total 41

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ehli, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, White, Windy Boy, Woods.
Total 58

Excused: None.
Total 0

Absent or not voting: Mortensen.
Total 1

Representative Eck moved that **HB 83** and **SB 270** be placed on second reading this 88th legislative day.

Mr. Speaker called for a three-fifths vote to place **HB 83** and **SB 270** on second reading this 88th legislative day.

Representative Eck moved to appeal the Speaker's ruling.

Mr. Speaker called for a vote to uphold the ruling of the Chair.

The ruling of the Chair was upheld as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Noland, O'Hara, Patelis, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 57

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Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Redfield, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Excused: None.

Total 0

Absent or not voting: Mortensen.

Total 1

Mr. Speaker called for a three-fifths vote on Representative Eck's motion to place **HB 83** and **SB 270** on second reading this 88th legislative day.

Motion **failed** as follows:

Yeas: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Swanson, Webber, Windy Boy, Woods.

Total 41

Nays: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Fitzgerald, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Mandeville, Manzella, McKamey, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Stewart-Per, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Excused: None.

Total 0

Absent or not voting: Mortensen.

Total 1

Representative Flynn moved the House Adjourn Sine Die.

Motion **failed** as follows:

Yeas: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Doane, Ehli, Galloway, Galt, Glimm, Greef, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Jones, Knokey, C Knudsen, Lenz, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, White, Zolnikov,

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Mr. Speaker.

Total 44

Nays: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Flynn, Funk, Garner, Grubbs, Hamilton, Hamlett, Hayman, Hill-Smith, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Lavin, Loge, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Webber, Welch, Windy Boy, Woods.
Total 56

Excused: None.

Total 0

Absent or not voting: None.

Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 367 failed as follows:

Yeas: Abbott, Anderson, Bachmeier, Bennett, Bishop, Z. Brown, Cook, Court, Cuffe, Curdy, Curtis, Custer, Doane, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fitzgerald, Fleming, Funk, Garner, Grubbs, Hamilton, Hamlett, Harris, Hayman, Hill-Smith, Holmlund, Hopkins, Jacobson, Karjala, Keane, Kelker, Kipp III, Knokey, Lavin, Loge, Lynch, Mandeville, McCarthy, McConnell, McKamey, Morigeau, Olsen, Patelis, Peppers, Perry, Pierson, Price, Ryan, Sales, Schreiner, Shaw, Smith, Stewart-Per, Swanson, Usher, Vinton, Webber, Welch, Windy Boy, Woods.
Total 64

Nays: Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Ehli, Flynn, Galloway, Galt, Glimm, Greef, Gunderson, A Hertz, G Hertz, Jones, C Knudsen, Lenz, Manzella, Noland, O'Hara, Redfield, Regier, Ricci, Rosendale, Skees, Staffanson, Trebas, Tschida, Wagoner, Webb, White, Mr. Speaker.
Total 34

Excused: None.

Total 0

Absent or not voting: Mortensen, Zolnikov.

Total 2

HB 8 failed as follows:

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Yeas: Anderson, Ballance, Bartel, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Fitzgerald, Flynn, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Smith, Staffanson, Stewart-Per, Trebas, Usher, Vinton, Webb, Welch, Mr. Speaker.

Total 52

Nays: Abbott, Bachmeier, Beard, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Essmann, Fern, Fleming, Funk, Galloway, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Skees, Swanson, Wagoner, Webber, White, Windy Boy, Woods.

Total 45

Excused: None.

Total 0

Absent or not voting: Mortensen, Tschida, Zolnikov.

Total 3

MOTIONS

Representative Brodehl moved the House Adjourn Sine Die.

Motion carried as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Berglee, Brodehl, B. Brown, Burnett, Cook, Cuffe, Custer, Doane, Ehli, Essmann, Flynn, Galloway, Galt, Garner, Glimm, Greef, Grubbs, Gunderson, Harris, A Hertz, G Hertz, Holmlund, Hopkins, Jones, Knokey, C Knudsen, Lavin, Lenz, Loge, Mandeville, Manzella, McKamey, Mortensen, Noland, O'Hara, Patelis, Redfield, Regier, Ricci, Rosendale, Sales, Shaw, Skees, Staffanson, Trebas, Tschida, Usher, Vinton, Wagoner, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bennett, Bishop, Z. Brown, Court, Curdy, Curtis, Dudik, Dunwell, Eck, Ellis, Fern, Fitzgerald, Fleming, Funk, Hamilton, Hamlett, Hayman, Hill-Smith, Jacobson, Karjala, Keane, Kelker, Kipp III, Lynch, McCarthy, McConnell, Morigeau, Olsen, Peppers, Perry, Pierson, Price, Ryan, Schreiner, Smith, Stewart-Per, Swanson, Webber, Windy Boy, Woods.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

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Majority Leader Ehli gave closing remarks.

Minority Leader Eck gave closing remarks.

ANNOUNCEMENTS

House adjourned Sine Die for the 65th Legislative Session of the House of Representatives at 9:59 a.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

AUSTIN KNUDSEN
Speaker of the House

**HOUSE JOURNAL
ADDENDUM
65TH LEGISLATURE**

Helena, Montana
2017

House Chambers
State Capitol

BILLS (Ricci, Chair):

4/29/2017

Signed by the Speaker at 9:15 a.m., April 29, 2017: **HB 659, HJR 28.**

Signed by the Chief Clerk of the House at 9:30 a.m., April 29, 2017: **HB 659, HJR 28.**

Signed by the Chief Clerk of the House at 10:00 a.m., April 29, 2017: **HB 209, HB 226, HB 308, HB 391, HB 462, HB 507, HB 586, HB 639, HJR 28.**

Signed by the President at 3:00 p.m., April 29, 2017: **HB 294, HB 360, HB 387, HB 434, HB 562.**

BILLS (Ricci, Chair):

5/1/2017

Delivered to the Governor for approval at 10:23 a.m., May 1, 2017: **HB 83, HB 103, HB 198, HB 334, HB 358, HB 367, HB 405, HB 494.**

Delivered to the Governor for approval at 12:16 p.m., May 1, 2017: **HB 4, HB 5, HB 17, HB 44, HB 99, HB 193, HB 255, HB 348, HB 381, HB 390, HB 511, HB 554, HB 574, HB 597, HB 618, HB 644, HB 647, HB 650.**

Delivered to the Governor for approval at 1:30 p.m., May 1, 2017: **HB 100, HB 126, HB 131, HB 133, HB 216, HB 217, HB 225, HB 228, HB 280, HB 287, HB 333, HB 339, HB 372, HB 386, HB 407, HB 416, HB 424, HB 426, HB 428, HB 429, HB 433, HB 445, HB 449, HB 466, HB 485, HB 510, HB 516, HB 517, HB 533, HB 541, HB 572, HB 585, HB 614, HB 622, HB 623, HB 653.**

Delivered to the Governor for approval at 2:23 p.m., May 1, 2017: **HB 2, HB 110, HB 144, HB 145, HB 261, HB 473, HB 604, HB 638, HB 648, HB 652.**

Delivered to the Governor for approval at 2:33 p.m., May 1, 2017: **HB 70, HB 77, HB 141, HB 205, HB 219, HB 224, HB 245, HB 283, HB 368, HB 383, HB 458.**

BILLS (Ricci, Chair):

5/2/2017

Delivered to the Governor for approval at 11:46 a.m., May 2, 2017: **HB 94, HB 294, HB 360, HB 387, HB 434, HB 487, HB 562, HB 565, HB 583, HB 589, HB 600, HB 642, HB 661.**

BILLS (Ricci, Chair):

5/3/2017

Signed by the Chief Clerk of the House at 9:30 a.m., April 29, 2017: **HB 550.**

Delivered to the Governor for approval at 12:43 p.m., May 3, 2017: **HB 61.**

BILLS (Ricci, Chair):

5/4/2017

Signed by the President at 1:00 p.m., May 4, 2017: **HB 209, HB 226, HB 308, HB 391, HB 462, HB 507, HB 550, HB 586, HB 639.**

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Delivered to the Secretary of State at 2:30 p.m., May 4, 2017: **HJR 28**.

Delivered to the Governor for approval at 2:30 p.m., May 4, 2017: **HB 209, HB 226, HB 308, HB 391, HB 462, HB 507, HB 586, HB 639**.

BILLS (Ricci, Chair):

5/5/2017

Signed by the Speaker at 9:15 a.m., April 29, 2017: **HB 550**.

BILLS (Ricci, Chair):

5/15/2017

Delivered to the Governor for approval at 2:30 p.m., May 4, 2017: **HB 550**.

MESSAGES FROM THE GOVERNOR

May 3, 2017

The Honorable Austin Knudsen
Speaker of the House
State Capitol
Helena, MT 59601

Dear Speaker Knudsen:

On Wednesday, May 3, 2017, I signed and delivered the following bills to the Secretary of State:

HB 4 - N. Ballance
HB 17 - R. Ehli
HB 70 - J. Karjala
HB 83 - B. Bennett
HB 99 - Z. Brown
HB 126 - R. Shaw
HB 142 - L. Bishop
HB 148 - D. Zolnikov
HB 216 - J. Keane
HB 219 - Z. Brown
HB 224 - T. Jacobson
HB 225 - E. Greef
HB 245 - F. Mandeville
HB 287 - B. Bennett
HB 333 - F. Garner
HB 344 - G. Custer
HB 373 - B. Grubbs
HB 381 - D. Lenz
HB 386 - R. Ehli

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HB 387 - K. Wagoner
HB 390 - D. Jones
HB 393 - D. Zolnikov
HB 407 - A. Hertz
HB 426 - J. Price
HB 428 - D. Jones
HB 429 - M. Cuffe
HB 458 - K. Wagoner
HB 466 - S. Staffanson
HB 473 - F. Garner
HB 511 - R. Cook
HB 516 - K. Dudik
HB 517 - K. Dudik
HB 541 - A. Hertz
HB 554 - B. Beard
HB 564 - J. Patelis
HB 644 - W. Curdy

Sincerely,

STEVE BULLOCK
Governor

May 4, 2017

The Honorable Austin Knudsen
Speaker of the House
State Capitol
Helena, MT 59601

Dear Speaker Knudsen:

On Thursday, May 4, 2017, I signed and delivered the following bills to the Secretary of State:

HB 133 - N. McConnell
HB 141 - L. Lynch
HB 144 - Z. Brown
HB 145 - Z. Brown
HB 294 - J. Price
HB 365 - R. Shaw
HB 368 - W. Sales
HB 383 - G. Custer
HB 449 - W. Galt
HB 485 - T. Manzella
HB 487 - M. Funk

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HB 565 - R. Cook
HB 583 - K. White
HB 589 - D. Lenz
HB 600 - F. Garner
HB 647 - D. Jones

I have vetoed HB 217 - R. Brodehl, HB 205 - A. Redfield, HB 334 - J. Knokey, HB 358 - M. Noland, HB 494 - S. Berglee, HB 255 - B. Tschida, HB 198 - K. Wagoner, and HB 653 - M. Regier. These bills and veto messages have been delivered to the Secretary of State.

Sincerely,

STEVE BULLOCK
Governor

May 7, 2017

The Honorable Austin Knudsen
Speaker of the House
State Capitol
Helena, MT 59601

Dear Speaker Knudsen:

On Sunday, May 7, 2017, I signed and delivered the following bills to the Secretary of State:

HB 110 - B. Hamlett
HB 131 - Z. Perry
HB 261 - F. Garner
HB 424 - Z. Brown
HB 434 - K. Flynn
HB 462 - F. Garner
HB 507 - F. Mandeville
HB 572 - A. Redfield
HB 604 - B. Harris
HB 618 - N. Ballance
HB 622 - M. Cuffe
HB 623 - K. White
HB 642 - B. Tschida
HB 648 - C. Glimm
HB 661 - N. Ballance

Sincerely,

STEVE BULLOCK

HOUSE JOURNAL
ADDENDUM
65TH LEGISLATURE

Governor

May 8, 2017

The Honorable Austin Knudsen
Speaker of the House
State Capitol
Helena, MT 59601

Dear Speaker Knudsen:

On Monday, May 8, 2017, I signed and delivered the following bills to the Secretary of State:

HB 6 - J. Keane
HB 7 - J. Keane
HB 9 - T. Woods
HB 11 - J. Keane
HB 44 - J. Essmann
HB 77 - R. Brodehl
HB 193 - T. Woods
HB 228 - J. Keane
HB 360 - B. Hamlett
HB 416 - E. Greef
HB 445- E. Greef
HB 639 - R. Cook

I have vetoed HB 100 - B. Bennett, HB 280 - R. Brodehl, and HB 652 - R. Cook. These bills and veto messages have been delivered to the Secretary of State.

Sincerely,

STEVE BULLOCK
Governor

May 9, 2017

The Honorable Austin Knudsen
Speaker of the House
State Capitol
Helena, MT 59601

Dear Speaker Knudsen:

On Tuesday, May 9, 2017, I signed and delivered the following bills to the Secretary of State:

STATE INTERNET/BBS COPY

HOUSE JOURNAL
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65TH LEGISLATURE

HB 2 - N. Ballance
HB 61 - F. Garner
HB 103 - G. Custer
HB 283 - T. Burnett
HB 372 - A. Doane
HB 405 - R. Cook
HB 510 - A. Hertz
HB 585 - A. Knudsen
HB 597 -A. Doane
HB 638 - J. Knokey

Sincerely,

STEVE BULLOCK
Governor

May 11, 2017

The Honorable Austin Knudsen
Speaker of the House
State Capitol
Helena, MT 59601

Dear Speaker Knudsen:

On Thursday, May 11, 2017, I signed and delivered the following bills to the Secretary of State:

HB 209 - B. Usher
HB 226 - Z. Perry
HB 308 - C. Schreiner
HB 391 - T. Jacobson
HB 574 - G. Hertz
HB 586 - D. Lenz
HB 614 - R. Cook
HB 650 - R. Brodehl

I have vetoed HB 94 - F. Garner, HB 339 - C. Glimm, HB 348 - P. Webb, HB 367 - B. Beard, HB 433 - B. Hamlett, HB 533 - V. Court, HB 562 - C. Knudsen. These bills and veto messages have been delivered to the Secretary of State.

Sincerely,

STEVE BULLOCK
Governor